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vol. 13

THE

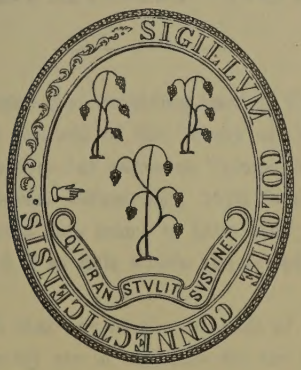
Connecticut (Colony)

PUBLIC RECORDS

OF THE

COLONY OF CONNECTICUT,

FROM MAY, 1768, TO MAY, 1772, INCLUSIVE.



TRANSCRIBED AND EDITED IN ACCORDANCE WITH A RESOLUTION OF THE GENERAL ASSEMBLY,

By CHARLES J. HOADLY,

STATE LIBRARIAN.

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PREFATORY NOTE.

This book contains the concluding part of Volume X of the Manuscript Public Records of the Colony of Connecticut, from page 312, and the first 147 pages of Volume XI.

The Council Journal before May, 1770, is not known to be extant, and after that date seems to have been rather carelessly kept. So much of it as falls within the period of this volume is here printed.

It is not known that any of the Journals of either House of the General Assembly are in existence for the time covered by this publication.

C. J. H.

September 7th, 1885.

THE PUBLIC RECORDS

OF THE

COLONY OF CONNECTICUT.

[VOLUME X, PAGE 312.]

Anno Regni Regis Georgii tertii octavo.

AT A GENERAL ASSEMBLY OF THE GOVERNOR AND COMPANY OF HIS MAJESTY'S ENGLISH COLONY OF CONNECTICUT IN NEW ENGLAND IN AMERICA, HOLDEN AT HARTFORD IN SAID COLONY, ON THE SECOND THURSDAY OF MAY, AND CONTINUED BY SEVERAL ADJOURNMENTS, UNTIL THE TENTH DAY OF JUNE NEXT FOLLOWING, ANNOQUE DOMINI 1768.

Present:

The Honorable William Pitkin, Esq^{r}, *Governor.*

The Honorable Jonathan Trumbull, Esq^{r}, *Deputy Governor.*

Hezekiah Huntington, Esq^{r},	William Pitkin, jun, Esq^{r},	*Assistants.*
Mathew Griswold, Esq^{r},	Roger Sherman, Esq^{r},	
Shubael Conant, Esq^{r},	Robert Walker, Esq^{r},	
Elisha Sheldon, Esq^{r},	AbrahamDavenport, Esq^{r}	
Eliphalet Dyer, Esq^{r},	Joseph Spencer, Esq^{r},	
Jabez Huntington, Esq^{r},		

Representatives or Deputies of the Freemen of the several Towns are as follow, viz.:

Col. John Pitkin, Mr. John Ledyard, for Hartford.
Capt. Joel White, Capt. Thomas Pitkin, for Bolton.
Mr. Jonathan Welles, Mr. John Kimberly, for Glastonbury.
Mr. John Owen, Capt. Hezekiah Humphrey, for Symsbury.
Capt. Samuel Kent, Mr. Alexander King, for Suffield.
Mr. David Sage, for Chatham.
Capt. Thomas Selden, for East Hadam.
Mr. William Wolcott, Mr. Alexander Wolcott, for Windsor.
Mr. Emery Pease, Capt. Luke Cooley, for Somers.
Capt. Abner Barker, Mr. Elijah Fenton, for Wellington.
Capt. John Strong, Capt. Isaac Lee, jun^{r}, for Farmington.
Capt. Peter Bulkley, Capt. Henry Champion, for Colchester.

Capt. Christopher Holmes, for East Hadam.
Mr. John Phelps, for Hebron.
Zebulon West, Esq^{r}, Mr. Samuel Cobb, for Tolland.
Mr. Daniel Alden, for Stafford.
John Chester, Esq^{r}, for Weathersfield.
Mr. Edward Collins, Capt. Ephraim Pease, for Enfield.
Jabez Hamlin, Esq^{r}, Mr. Seth Wetmore, for Midletown.
[313] Mr. Samuel Bishop, jun^{r}, Mr. Joshua Chandler, for New Haven.
Capt. Macock Ward, for Wallingford.
Capt. John Holbrook, Mr. John Daviss, for Derby.
Maj^{r} Edward Allen, Capt. John Fowler, for Milford.
Mr. Nathaniel Hill, Mr. Joseph Pynchon, for Guilford.
Capt. Jonathan Baldwin, Mr. Samuel Hickcox, for Waterbury.
Col. Elihu Chauncey, Mr. James Curtiss, for Durham.
Mr. Josiah Rogers, for Branford.
Mr. Richard Law, Mr. William Hilhouse, for New London.
Capt. John Shipman, Maj^{r} John Murdock, for Saybrook.
Mr. Sam^{l} Holden Parsons, Mr. Ezra Selden, for Lyme.
Capt. Samuel Morgan, Col. Samuel Coit, for Preston.
Mr. Joseph Tracey, Capt. Elisha Lothrop, for Norwich.
Mr. Thomas Morgan, Capt. John Pierson, for Killingworth.
Capt. William Williams, Capt. Ebenezer Avery, for Groton.
Maj^{r} Amos Cheesborough, Mr. Paul Wheeler, for Stonington.
Ebenezer Silliman, Esq^{r}, Capt. David Burr, for Fairfield.
Mr. Asa Spalding, for Norwalk.
Capt. Dan Towner, Mr. James Potter, for New Fairfield.
Capt. John Mead, Capt. Messenger Palmer, for Greenwich.
Mr. Samuel Olmstead, Mr. William Lee, for Ridgefield.
Capt. Charles Webb, Mr. Benjamin Weed, for Stamford.
Capt. Theophilus Nickols, Capt. Agur Tomlinson, for Stratford.
Capt. Henry Glover, Mr. Heath Peck, for Newtown.
Capt. Daniel Taylor, Mr. Joseph Platt Cook, for Danbury.
Maj^{r} Jedidiah Elderkin, Mr. Nathaniel Wales, jun^{r}, for Windham.
Maj^{r} William Williams, Capt. William Symms, for Lebanon.
Mr. Phineas Strong, Mr. Ephraim Root, for Coventry.
Col. Ebenezer Williams, Mr. Samuel Craft, for Pomfrett.
Mr. Amos Babcock, Mr. Elijah Whiton, for Ashford.
Mr. John Gordon, Capt. Isaac Gallop, for Voluntown.
Capt. Jabez Fitch, Mr. Stephen Frost, for Canterbury.
Mr. Elisha Payne, Maj^{r} Ezekiel Pierce, for Plainfield.
Capt. Nehemiah Lyon, Mr. Jedidiah Morse, for Woodstock.

Mr. John Salter, Capt. Samuel Gurley, for Mansfield.
Mr. Jacob Dresser, Mr. Thomas Moffatt, for Killingly.
Col. Ebenezer Marsh, Capt. John Marsh, for Litchfield.
Capt. Abijah Catlin, Capt. Daniel Catlin, for Harwinton.
Capt. Samuel Nash, Capt. Ebenezer Norton, for Goshen.
Majr Thos. Chittenden, Mr. Joshua Porter, for Salisbury.
Mr. John Ransom, Mr. Elisha Swift, for Kent.
Capt. Isaac Kellogg, Mr. Elisha Baker, for New Hartford.
Mr. Daniel Sherman, Col. Benja. Hinman, for Woodberry.
Majr Bushnel Bostwick, Capt. Samuel Canfield, for New Milford.
Mr. Thomas Russell, Mr. Elijah Steel, for Cornwall.
Mr. John Marvin, Capt. Thomas Pardee, for Sharon.
Mr. John Cook, Mr. Noah Wilson, for Torrington.
Mr. Benja. Stephens, for Canaan.

Zebulon West, Esqr, Speaker, } of the House of Repre-
William Williams, Esqr, Clerk } sentatives.

[314] This day being appointed by the royal charter and the laws of this Colony for the Election of the public officers of the Colony, *viz.:* Governor, Deputy Governor, Assistants, Treasurer and Secretary, proclamation was made in manner accustomed, and then the votes of the Freemen were given in to the persons appointed by the Assembly to receive, sort and count them, and to declare the names of such persons as should be chosen to any of the above-mentioned offices, according to law; which persons so appointed were, Hezekiah Huntington, Mathew Griswold, Shubael Conant, Elisha Sheldon, Eliphalet Dyer, Jabez Huntington, William Pitkin, junr, Roger Sherman, Robert Walker, Abraham Davenport, Joseph Spencer, Esqrs, Mr. John Ledyard, Mr. Seth Wetmore, Mr. Nathaniel Hill, Mr. Joshua Chandler, Col. Samuel Coit, Mr. Samuel Holden Parsons, Capt. Theophilus Nickols, Capt. David Burr, Mr. Nathaniel Wales, junr, Capt. Jabez Fitch, Col. Ebenezer Marsh, and Col. Benjamin Hinman, who were all sworn to a faithful discharge of that trust.

And the votes of the freemen of the Colony being brought in, sorted and counted,

The Honorable William Pitkin, Esqr, is chosen Governor of this Colony for the year ensuing.

The Honorable Jonathan Trumbull, Esqr, is chosen Deputy Governor of this Colony for the year ensuing.

Hezekiah Huntington, Esqr, Mathew Griswold, Esqr, Shubael Conant, Esqr, Elisha Sheldon, Esqr, Eliphalet Dyer, Esqr, Jabez Huntington, Esqr, William Pitkin, junr, Esqr, Roger Sherman, Esqr, Robert Walker, Esqr, Abraham Daven-

port, Esq^{r}, William Samuel Johnson, Esq^{r}, Joseph Spencer, Esq^{r}, are chosen Assistants for the year ensuing.

George Wyllys, Esq^{r}, is chosen Secretary of this Colony for the year ensuing.

The Governor's oath appointed by the laws of this Colony, and the oath required by act of Parliament, made and passed in the fourth year of the reign of his Majesty George the third, entituled An Act for granting certain duties in the British Colonies and Plantations in America, &c., were in due form and manner administred to the Honorable William Pitkin, Esq^{r}, now chosen Governor of the Colony of Connecticut.

The Deputy Governor's oath appointed by law was duly administred to the Honorable Jonathan Trumbull, Esq^{r}, now chosen Deputy Governor of this Colony.

The Assistant's oath prescribed by the law of this Colony was duly administred to Hezekiah Huntington, Mathew Griswold, Shubael Conant, Elisha Sheldon, Eliphalet Dyer, Jabez Huntington, William Pitkin, jun^{r}, Roger Sherman, Robert Walker, Abraham Davenport and Joseph Spencer, Esq^{rs}, now chosen Assistants over this Colony.

The Secretary's oath appointed by law was duly administred to George Wyllys, Esq^{r}, now chosen Secretary of this Colony.

[315] *To the Honorable General Assembly now sitting at Hartford:*

Your committee appointed to sort and count the votes of the freemen for the Election in May, 1768, and declare the names of the persons chosen, &c., beg leave to report: That the number of the votes of said freemen given in for Treasurer for the year ensuing are as follows, *viz.:*

For Joseph Talcott, Esq^{r},	1571
For Capt. John Lawrence,	1467
That the scattering votes for sundry other persons amount to,	347

That for the above reason the committee are unable to declare any choice of a Treasurer. All which is submitted by your Hon^{rs} Humble Servants.

Signed per order, HEZ. HUNTINGTON.

Resolved by this Assembly, That they will now as an Assembly proceed to appoint a Treasurer.

This Assembly do appoint Joseph Talcott, Esq^{r}, to be Treasurer of this Colony for the year ensuing.

The Treasurer's oath appointed by law was duly administred to Joseph Talcott, Esq^{r}, now appointed Treasurer of this Colony.

Ordered, That Shubael Conant, Esq^r, and Capt. Samuel Gurley return the thanks of this Assembly to the Reverend Mr. Richard Salter, for his Sermon delivered before the Assembly on the 12th instant, and desire a copy thereof that it may be printed.

This Assembly do appoint the Honorable Jonathan Trumbull, Esq^r, to be Chief Judge of the Superior Courts in this Colony the year ensuing.

This Assembly do appoint Robert Walker, Esq^r, Mathew Griswold, Esq^r, Eliphalet Dyer, Esq^r, and Roger Sherman, Esq^r, to be Judges of the Superior Courts in this Colony the year ensuing.

This Assembly do appoint Jabez Hamlin, Esq^r, to be Judge of the County Courts in and for the county of Hartford the year ensuing.

This Assembly do appoint Roger Newton, Esq^r, to be Judge of the County Courts in and for the county of New Haven the year ensuing.

This Assembly do appoint Hezekiah Huntington, Esq^r, to be Judge of the County Courts in and for the county of New London the year ensuing.

This Assembly do appoint Abraham Davenport, Esq^r, to be Judge of the County Courts in and for the county of Fairfield the year ensuing.

This Assembly do appoint Shubael Conant, Esq^r, to be Judge of the County Courts in and for the county of Windham the year ensuing.

This Assembly do appoint John Williams, Esq^r, to be Judge of the County Courts in and for the county of Litchfield for the year ensuing.

This Assembly do appoint Joseph Talcott, Esq^r, to be Judge of the Court of Probate for the district of Hartford the year ensuing.

This Assembly do appoint Joseph Spencer, Esq^r, to be Judge of the Court of Probate for the district of East Hadam the year ensuing.

[316] This Assembly do appoint Jabez Hamlin, Esq^r, to be Judge of the Court of Probate for the district of Middletown the year ensuing.

This Assembly do appoint Zebulon West, Esq^r, to be Judge of the Court of Probate for the district of Stafford the year ensuing.

This Assembly do appoint John Hubbard, Esq^r, to be Judge of the Court of Probate for the district of New Haven the year ensuing.

This Assembly do appoint Nathaniel Hill, Esq^{r}, to be Judge of the Court of Probate for the district of Guilford the year ensuing.

This Assembly do appoint Gurdon Saltonstall, Esq^{r}, to be Judge of the Court of Probate for the district of New London the year ensuing.

This Assembly do appoint Hezekiah Huntington, Esq^{r}, to be Judge of the Court of Probate for the district of Norwich for the year ensuing.

This Assembly do appoint William Williams, Esq^{r}, to be Judge of the Court of Probate for the district of Stonington the year ensuing.

This Assembly do appoint Ebenezer Silliman, Esq^{r}, to be Judge of the Court of Probate for the district of Fairfield for the year ensuing.

This Assembly do appoint Abraham Davenport, Esq^{r}, to be Judge of the Court of Probate for the district of Stamford for the year ensuing.

This Assembly do appoint Thomas Benedict, Esq^{r}, to be Judge of the Court of Probate for the district of Danbury the year ensuing.

This Assembly do appoint Shubael Conant, Esq^{r}, to be Judge of the Court of Probate for the district of Windham the year ensuing.

This Assembly do appoint Jabez Fitch, Esq^{r}, to be Judge of the Court of Probate for the district of Plainfield the year ensuing.

This Assembly do appoint Ebenezer Williams, Esq^{r}, to be Judge of the Court of Probate for the district of Pomfret the year ensuing.

This Assembly do appoint Ebenezer Marsh, Esq^{r}, to be Judge of the Court of Probate for the district of Litchfield the year ensuing.

This Assembly do appoint Daniel Sherman, Esq^{r}, to be Judge of the Court of Probate for the district of Woodberry the year ensuing.

This Assembly do appoint John Williams, Esq^{r}, to be Judge of the Court of Probate for the district of Sharon the year ensuing.

This Assembly do appoint William Wolcott, Zebulon West, Seth Wetmore and Samuel Talcott, Esq^{rs}, to be Justices of the Peace and Quorum in and for the county of Hartford the year ensuing.

This Assembly do appoint John Chester, Jabez Hamlin, Joseph Fowler, George Wyllys, Joseph Talcott, John Led-

yard, Thomas Hosmer, Jonathan Hills, John Pitkin, Elisha Williams, Samuel Enno, Erastus Wolcott, Josiah Bissell, Henry Allyn, Joseph Southmaid, Nathaniel Chauncey, Mathew Talcott, Solomon Whitman, Hezekiah Gridley, Jared Lee, Joseph Hart, John Strong, William Wadsworth, Selah Hart, Isaac Lee, jun^{r}, John Owen, Judah Holcomb, Jonathan Pettibone, Hezekiah Humphrey, Hezekiah Brain-
[317] erd, ‖ Joseph Wells, Jonathan Hale, John Kimberly, William Welles, Samuel Kent, Alexander King, Daniel Cone, Daniel Brainerd, Epaphras Lord, John Watrous, Daniel Foot, Peter Bulkley, Henry Champion, John Phelps, Samuel Gilbert, Alexander Phelps, Ephraim Terry, Joseph Olmstead, Benjamin Talcott, Thomas Pitkin, Isaac Pinney, Daniel Alden, Abner Barker, Samuel Reynolds, David Sage, Nathaniel Freeman, Samuel Cobb, and Alexander Wolcott, Esq^{rs}, to be Justices of the Peace in and for the county of Hartford the year ensuing.

This Assembly do appoint John Hubbard, Elihu Chauncey, Thomas Darling, and Nathaniel Hill, Esq^{rs}, to be Justices of the Peace and Quorum in and for the county of New Haven the year ensuing.

This Assembly do appoint Roger Newton, Benjamin Hall, Samuel Sherman, John Whiting, Samuel Sacket, Daniel Lyman, Samuel Hemingway, Jared Ingersoll, Samuel Bishop, jun^{r}, Robert Treat, Nathan Baldwin, John Fowler, Daniel Holbrook, Timothy Russell, Charles French, John Daviss, Thomas Mathews, Joseph Hopkins, Timothy Judd, Caleb Hummiston, Stephen Upson, jun^{r}, Elihu Hall, John Hall, Caleb Merriman, Benjamin Hall, 4th, Aaron Lyman, James Wadsworth, jun^{r}, Nathaniel Ruggles, Josiah Meiggs, Simeon Chittenden, Timothy Todd, Jonathan Russel, Josiah Rogers, Samuel Barker, James Barker, William Hoadley, Simeon Bristol, and Joseph Pynchon, Esq^{rs}, to be Justices of the Peace in and for the county of New Haven the year ensuing.

This Assembly do appoint Richard Lord, Pygan Adams, Samuel Coit, William Hilhouse, and John Murdock, Esq^{rs}, to be Justices of the Peace and Quorum in and for the county of New London the year ensuing.

This Assembly do appoint Daniel Coit, Richard Law, Jeremiah Miller, Ebenezer Backus, Humphrey Avery, William Whiting, Elisha Fitch, Ebenezer Hartshorn, Jacob Perkins, Simon Tracy, jun^{r}, Samuel Huntington, Benjamin Huntington, Samuel Morgan, William Wittar, Joseph Denison, Samuel Prentice, Amos Cheesbrough, John Williams, Charles Phelps, Paul Wheeler, Luke Perkins, William Wil-

liams, Nathan Smith, Ebenezer Avery, Benjamin Lee, John Lay 2d, Samuel Ely, George Dorr, Samuel Selden, John Tulley, Hezekiah Whittelsey, John Shipman, Justus Buck, Benjamin Gale, Elnathan Stephens, Aaron Eliott, John Pierson, William Avery, Elisha Lothrop, Samuel Holden Parsons, Pelegg, Chcesbrough, and Benjamin Williams, to be Justices of the Peace in and for the county of New London the year ensuing.

This Assembly do appoint John Read, Samuel Adams, Robert Fairchild, and William Burr, Esq^{rs}, to be Justices of the Peace and Quorum in and for the county of Fairfield the year ensuing.

This Assembly do appoint Ebenezer Silliman, Jonathan Hoit, Ichabod Lewiss, Agur Tomlinson, Theophilus Nickols, James Walker, Daniel Fairchild, Lothrop Lewis, Thomas Hill, David Burr, jun^{r}, Samuel Sherwood, Samuel Bradley jun^{r}, Samuel Fitch, Thomas Fitch, jun^{r}, Joseph Platt, Elias Betts, Theophilus Fitch, Charles Webb, Messenger Palmer, Peter Mead, Edward Brush, David Knapp, Samuel Olmstead, Samuel Smith, Thomas Benedict, Joseph Platt Cook, Samuel Taylor, Thomas Brush, Ephraim Hubbel, Caleb Baldwin, Richard Fairman, Stephen Mead, Daniel Taylor jun^{r}, Henry Glover, Daniel Silliman, and David Cooley, Esq^{rs}, to be Justices of the Peace in and for the county of Fairfield the year ensuing.

This Assembly do appoint Jabez Fitch, Joshua West, Jedidiah Elderkin, and Ebenezer Williams, Esq^{rs}, to be Justices of the Peace and Quorum in and for the county of Windham the year ensuing.

[318] This Assembly do appoint Jonathan Huntington, Samuel Gray, Nathaniel Wales jun^{r}, Jacob Symons, Hezekiah Manning, Joseph Clark, William Metcalf, William Williams, Benajah Bill, Benjamin Wheeler, Isaac Coit, Elisha Payne, John Dyer, Samuel Huntington, John Curtiss, Joseph Storrs, Phineas Strong, Joseph Strong, William Osgood, Thomas Williams, John Grosvenor, Jacob Dresser, Thomas Moffat, Bryant Brown, Elijah Whiton, and Benjamin Sumner, John Smith, Robert Dixon, Jeremiah Keeney, Samuel Chandler, Nathaniel Child, Ebenezer Wales, Abner Sessions, William Danielson, and Ephraim Root, Esq^{rs}, to be Justices of the Peace in and for the county of Windham the year ensuing.

This Assembly do appoint Nathaniel Wales jun^{r}, Esq^{r}, to be Justice of the Quorum in and for the county of Windham, in the room of Jedidiah Elderkin, Esq^{r}, resigned.

This Assembly do appoint Mr. Amos Babcock to be a Justice of the Peace for the county of Windham the year ensuing.

This Assembly do appoint Ebenezer Marsh, Increase Moseley, Daniel Sherman, and Bushnell Bostwick, Esq^{rs}, to be Justices of the Peace and Quorum in and for the county of Litchfield the year ensuing.

This Assembly do appoint John Williams, Timothy Collins, Jacob Woodruff, Isaac Baldwin, Daniel Everit, Benjamin Hinman, Tilley Blakely, Gideon Walker, Paul Welch, Samuel Bostwick, Samuel Canfield, John Ransom, Daniel Lee, Nathan Eliot, Cyrus Marsh, Daniel Griswold (of Sharon), James Landon, John Hutchinson, Joshua Porter, David Whitney, John Bebee, Charles Burrel, Thomas Russel, Heman Swift, John Beach, Samuel Nash, John Cook, Epaphras Sheldon, Abijah Catlin, Isaac Kellogg, Mathew Gillet, Michael Humphrey, Daniel Catlin, and Ebenezer Norton, Esq^{rs}, to be Justices of the Peace in and for the county of Litchfield the year ensuing.

This Assembly do appoint Samuel Coit, Esq^{r}, to be Colonel of the 8th regiment in this Colony.

This Assembly do appoint Amos Cheesbrough, Esq^{r}, to be Lieutenant Colonel of the 8th regiment in this Colony.

This Assembly do appoint Ebenezer Avery, Esq^{r}, to be Major of the 8th regiment in this Colony.

This Assembly do appoint Abraham Davenport, Esq^{r}, to be Colonel of the 9th regiment in this Colony, in the room of Colonel Jonathan Hoit.

This Assembly do appoint Thomas Fitch jun^{r}, Esq^{r}, to be Lieutenant Colonel of the 9th regiment in this Colony, in the room of Lieutenant Colonel James Lockwood.

This Assembly do appoint Charles Webb, Esq^{r}, to be Major of the ninth regiment in this Colony.

This Assembly do establish Mr. Samuel Hurlburt to be Captain of the 2d company or trainband in the town of Sharon.

This Assembly do establish Mr. Ebenezer Gay to be Lieutenant of the second company or trainband in the town of Sharon.

This Assembly do establish Mr. Adonijah Griswold to be Ensign of the second company or trainband in the town of Sharon.

[319] This Assembly do establish Mr. Jonathan Wales to be Ensign of the first company or trainband in the 5th regiment in this Colony.

This Assembly do establish Mr. Abner Comestock to be Lieutenant of the fifth company or trainband in the town of Lyme.

This Assembly do establish Mr. John Chamberlain junr, to be Lieutenant of the first troop of horse in the 12th regiment in this Colony.

This Assembly do establish Mr. Nathaniel Chamberlain to be Quarter-Master of the first troop of horse in the 12th regiment in this Colony.

This Assembly do establish Mr. Timothy Cheeney to be Lieutenant of the sixth company or trainband in the town of Hartford.

This Assembly do establish Mr. Noah Rust to be Ensign of the sixth company or trainband in the town of Hartford.

This Assembly do establish Mr. Joseph Hickcox to be Ensign of the south company or trainband in the town of Durham.

This Assembly do establish Mr. Israel Camp to be Lieutenant of the first company or trainband in the town of Durham.

This Assembly do establish Mr. Stephen Norton to be Ensign of the first company or trainband in the town of Durham.

This Assembly do establish Mr. Edward Shipman to be Captain of the 13th company or trainband in the 7th regiment in this Colony.

This Assembly do establish Mr. Samuel Hitchcock to be Lieutenant of the first company or trainband in the town of Sharon.

This Assembly do establish Mr. John Hollister to be Ensign of the first company or trainband in the town of Sharon.

This Assembly do establish Mr. Thomas Stephens to be Captain of the second company or trainband in the town of Danbury.

This Assembly do establish Mr. Eleazer Starr to be Lieutenant of the second company or trainband in the town of Danbury.

This Assembly do establish Mr. Eleazer Hoit to be Ensign of the second company or trainband in the town of Danbury.

This Assembly do establish Mr. Harris Colt to be Captain of the company or trainband made out of the 3d company of foot in the town of Lyme.

This Assembly do establish Mr. Joseph Jewet to be Ensign of the company or trainband made out of the 3d company of foot in the town of Lyme.

This Assembly do establish Mr. Comfort Hoit to be Cap-

tain of the first company or trainband in the town of Danbury.

This Assembly do establish Mr. Thaddeus Benedict to be Lieutenant of the first company or trainband in the town of Danbury.

This Assembly do establish Mr. Eliphalet Barnum to be Ensign of the first company or trainband in the town of Danbury.

[320] This Assembly do establish Mr. George Pitkin to be Captain of the 3d company or trainband in the town of Hartford.

This Assembly do establish Mr. Lemuel White to be Ensign of the 3d company or trainband in the town of Hartford.

This Assembly do establish Mr. Stephen Pardee to be Ensign of the company or trainband in the south society in the town of New Fairfield.

This Assembly do establish Mr. John Norton 2d to be Captain of the company or trainband in the 2d society in the town of Suffield.

This Assembly do establish Mr. Gershom Sheldon to be Lieutenant of the company or trainband in the 2d society in the town of Suffield.

This Assembly do establish Mr. Ebenezer Harman 2d to be Ensign of the company or trainband in the 2d society in the town of Suffield.

This Assembly do establish Mr. Abraham Coye to be Ensign of the first company or trainband in the town of Sommers.

This Assembly do establish Mr. Edward Phelps junr to be Ensign of the second company or trainband in the town of Litchfield.

This Assembly do establish Mr. Ebenezer Johnson to be Captain of the sixth company or trainband in the 6th regiment in this Colony.

This Assembly do establish Mr. Stephen Hubbard to be Lieutenant of the 6th company or trainband in the 6th regiment in this Colony.

This Assembly do establish Mr. David Starr to be Ensign of the sixth company or trainband in the 6th regiment in this Colony.

This Assembly do establish Mr. Caleb Hubbard to be Captain of the 18th company or trainband in the 6th regiment in this Colony.

This Assembly do establish Mr. Oliver Johnson to be Lieutenant of the 18th company or trainband in the 6th regiment in this Colony.

This Assembly do establish Mr. David Tryon jun^{r}, to be Ensign of the 18th company or trainband in the 6th regiment in this Colony.

This Assembly do establish Mr. Jonah Cone to be Captain of the 16th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Mr. William Cone to be Lieutenant of the 16th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Mr. Ebenezer Dutton to be Ensign of the 16th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Mr. Nathan Morehouse to be Lieutenant of the company or trainband in the society of Norfield in the 4th regiment in this Colony.

This Assembly do establish Mr. David Cooley to be Captain of the company or trainband in the society of Norfield in the 4th regiment in this Colony.

This Assembly do establish Mr. Jeremiah Sturgis jun^{r}, to be Ensign of the company or trainband in the society of Norfield in the 4th regiment in this Colony.

This Assembly do establish Mr. Ebenezer Dudley to be Ensign of the 6th company or trainband in the 7th regiment in this Colony.

[321] This Assembly do establish Mr. Daniel Austin to be Captain of the first company or trainband in the town of Suffield.

This Assembly do establish Mr. Joel Hathaway to be Lieutenant of the first company or trainband in the town of Suffield.

This Assembly do establish Mr. Daniel Hide jun^{r}, to be Captain of the 3d company or trainband in the town of Norwich.

This Assembly do establish Mr. Joseph Hunt to be Lieutenant of the 3d company or trainband in the town of Norwich.

This Assembly do establish Mr. Isaac Johnson to be Ensign of the 3d company or trainband in the town of Norwich.

This Assembly do establish Mr. Leveret Hubbard to be Captain of the first company or trainband in the second regiment in this Colony.

This Assembly do establish Mr. Joseph Thomson to be Lieutenant of the first company or trainband in the second regiment in this Colony.

This Assembly do establish Mr. Robert Brown to be Ensign of the first company or trainband in the second regiment in in this Colony.

This Assembly do establish Mr. Timothy Dimmock to be Lieutenant of the 4th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Mr. Elias Buel to be Ensign of the 4th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Mr. Stillworthy Waters to be Lieutenant of the 13th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Mr. David Miller to be Ensign of the 13th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Mr. Nehemiah Smith to be Lieutenant of the 8th company or trainband in the second regiment in this Colony.

This Assembly do establish Mr. Lamberton Smith jun^{r}, to be Ensign of the 8th company or trainband in the second regiment in this Colony.

This Assembly do establish Mr. Samuel Munson to be Captain of the 5th company or trainband in the 2d regiment in this Colony.

This Assembly do establish Mr. John Mix to be Lieutenant of the 5th company or trainband in the 2d regiment in this Colony.

This Assembly do establish Mr. Nathan Mansfield to be Ensign of the 5th company or trainband in the second regiment in this Colony.

This Assembly do establish Mr. Benjamin Maltbie to be Captain of the 14th company or trainband in the 2d regiment in this Colony.

This Assembly do establish Mr. John Potter to be Lieutenant of the 14th company or trainband in the 2d regiment in this Colony.

This Assembly do establish Mr. Josiah Fowler to be Ensign of the 14th company or trainband in the 2d regiment in this Colony.

[322] This Assembly do establish Mr. Christopher Raymond to be Captain of the third company or trainband in the town of New London.

This Assembly do establish Mr. Samuel Thomson to be Lieutenant of the third company or trainband in the town of New London.

This Assembly do establish Mr. James Royce to be Lieutenant of the troop of horse in the 10th regiment in this Colony.

This Assembly do establish Mr. Stephen Cook to be Cornet of the troop of horse in the 10th regiment in this Colony.

This Assembly do establish Mr. Daniel Judson to be Captain of the second company or trainband in the town of Stratford.

This Assembly do establish Mr. Ephraim Wilcoxson to be Ensign of the second company or trainband in the town of Stratford.

This Assembly do establish Mr. Dijah Fowler to be Captain of the 10th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Mr. John Wattles to be Lieutenant of the 10th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Mr. Jeremiah Mason to be Ensign of the 10th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Mr. Josiah Harrison to be Captain of the 11th company or trainband in the 2d regiment in this Colony.

This Assembly do establish Mr. Justus Rose to be Lieutenant of the 11th company or trainband in the second regiment in this Colony.

This Assembly do establish Mr. Abiel Camp to be Captain of the first company or trainband in the town of Salisbury.

This Assembly do establish Mr. Elisha Sheldon to be Lieutenant of the first company or trainband in the town of Salisbury.

This Assembly do establish Mr. Samuel Norton to be Ensign of the first company or trainband in the town of Salisbury.

This Assembly do establish Mr. William Buckingham to be Captain of the 6th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Mr. Jedidiah Buckingham to be Lieutenant of the 6th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Mr. Eleazer Clark to be Ensign of the 6th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Mr. Samuel Bingham to be Captain of the 3d company or trainband in the 5th regiment in this Colony.

This Assembly do establish Mr. Elisha Hurlburt to be Lieutenant of the 3d company or trainband in the 5th regiment in this Colony.

This Assembly do establish Mr. John Manning to be Ensign of the 3d company or trainband in the 5th regiment in this Colony.

This Assembly do establish Mr. Isaac Miller to be Ensign of the 16th company or trainband in the 6th regiment in this Colony.

[323] This Assembly do establish Mr. Ebenezer Pitcher to be Captain of the 5th company or trainband in the town of Woodberry.

This Assembly do establish Mr. Gideon Hollister to be Lieutenant of the 5th company or trainband in the town of Woodberry.

This Assembly do establish Mr. David Judson to be Ensign of the 5th company or trainband in the town of Woodberry.

This Assembly do establish Mr. Samuel Wakeman junr, to be Lieutenant of the company or trainband in the society of Northfairfield, in the 4th regiment in this Colony.

This Assembly do establish Mr. Rueben Bradley to be Ensign of the company or trainband in the society of Northfairfield in the 4th regiment in this Colony.

This Assembly do establish Mr. Daniel Bishop to be Captain of the company or trainband in the society of Hannover in the town of Norwich.

This Assembly do establish Mr. Nathan Hurd junr to be Cornet of the troop of horse in the 13th regiment in this Colony.

This Assembly do establish Mr. Samuel Hinman to be Quarter-Master of the troop of horse in the 13th regiment in this Colony.

This Assembly do establish Mr. Daniel Horsford junr to be Captain of the south company or trainband in the town of Canaan.

This Assembly do establish Mr. Josiah Hurlburt to be Lieutenant of the south company or trainband in the town of Canaan.

This Assembly do establish Mr. Asahel Bebee to be Ensign of the south company or trainband in the town of Canaan.

This Assembly do establish Mr. Jacob Brown to be Lieutenant of the new company or trainband lately formed out of the south company of foot in the town of Canaan.

This Assembly do establish Mr. Jeremiah How to be Ensign of the new company or trainband lately formed out of the south company of foot in the town of Canaan.

Upon the petition of Ebenezer Gillet, representing to this Assembly that at the county court held at Windham, Decem-

ber 2d Tuesday, 1767, he recovered judgment for a large sum in damages against John Gillet of Hebron, and in the same December prayed out execution on said judgment in due form of law, and the same execution soon after delivered to Elias Worthington of Colchester, then deputy to the sheriff of Hartford county duly qualified, to whom said execution was directed; which execution said Elias on the 8th day of Jan'ry, 1768, levyed on a farm or tract of land in said Hebron, the estate of John Gillet, and had the same apprized and set off to the petitioner in part satisfaction of said execution, and of his doings made endorsment thereon, and the same had recorded in the town records of said Hebron, and the county records of said Windham county; and that said officer in making said endorsment on said execution in the description of said land made mistake in a very material part of said description, *viz.:* in the fourteenth side or line of said land in said return it is said to run *south* 13 dgs. west, when in fact the true line was and is *north* 13 degrees west; praying for relief, &c., as per petition on file: Resolved by this Assembly, that said Elias Worthington have liberty in his said return on said original execution, to take out in the place above described the word *south*, and in the same place insert the word north in the room thereof. And that the clerk of said county court and said town clerk of Hebron, severally, conform their records to such endorsement and amendment of the officer.

[324] Upon the petition of Daniel Meaker and Stephen Burr, both of Redding in Fairfield county, shewing to this Assembly that, on the 28th day of May, A. D. 1762, he, the said Meaker became bound with David Bartram, late of said Redding and now deceased, in and by their certain bond of that date to pay to Nathaniel Marston of the city of New York the sum of £200 0*s.* 0*d.* New York money with the lawful interest therefor on the 28th day of May, A. D. 1763, being the proper debt of said Bartram; and that for said Meaker's security said Bartram, by his deed of mortgage dated on said 28th day of May, 1762, mortgaged to said Meaker about one hundred and thirty-two acres of land lying partly in said Redding and partly in Danbury; and that said Bartram having never paid said bond said Meaker has since been compelled to pay the same in a course of law, amounting with the charges to the sum of £285 4*s.* 11*d.* New York money; and that said Meaker having recovered said mortgaged premises by judgment at law, in order to raise said money was obliged to sell the same to said Burr; praying

that the heirs of said Bartram, *viz.:* John Bartram, James Bartram, Paul Bartram, David Bartram, Daniel Bartram, sons of said deceased, Elnathan Bradley and Hannah his wife, William Tigsby and Elizabeth his wife, Samuel Olmstead and Sarah [his] wife, each feme being the daughter of said deceased, may be compelled to pay to the petitioners said sum of £285 4*s.* 11*d.* by the first day of November next or be forever after foreclosed of their equity of redemption to said mortgaged premises; as per petition on file: Resolved by this Assembly, that William Burr and Thomas Fitch junr, Esqrs, and James Smedley, be and they are hereby appointed a committee to enquire into the matters in said petition alledged and all matters relative thereto, and whether said Meaker hath received or recovered anything of any kind towards indemnifying him for being bound as aforesaid, and for his trouble, time, disbursements, expences, and damages in the premises, beside said mortgaged premises; and if anything, how much; and what sum ought to be paid by said heirs to the petitioners if they redeem the lands which said Meaker recovered by force of said mortgage and took for his damages and costs, on that recovery fully to indemnifie said Meaker for his payments, trouble, expence, and damages in the premises: and their report thereof to make to this Assembly in their present sessions, or in their sessions at New Haven in October next, together with their opinion thereon.

Upon the petition of Thomas Savery, of Hebron, shewing to this Assembly that on the 16th of March, A.D. 1763, he with one Daniel Newcomb was jointly indebted to William Brattle, Esqr, of Boston, in the sum of £537 15*s.* 0*d.* lawful money, and that they procured Asahel Strong, of Colchester, to become bound with and for them to said Brattle for said debt, and thereon, on the same 16th of March, executed to the said Strong an indemnifying bond to save harmless from said Brattle's bond; and that before said Brattle's debt became due and payable said Newcomb became bankrupt; and that the petitioner was unable to pay said debt when it became payable; whereupon the said Strong prosecuted an action severally against the petitioner on his indemnifying bond to the county court of Hartford county held on the 2d Tuesday of April, 1764, and had judgment against the petitioner on said indemnifying bond for £582 15*s.* 0*d.* debt, and £2 2*s.* 0*d.* cost &c., which execution the said Strong caused to be levyed on the real estate of the petitioner, which took the whole of what little interest he had

in the world, and said lands taken as aforesaid have passed from said Strong to one Amasai Jones &c., and that since said judgment and the selling off of the petitioner's land, as aforesaid, the said Brattle's debt is fully paid, satisfied and discharged out of the estate of the petitioner and the said Newcomb, whereby the said Strong is wholly saved harmless, he having never paid one penny towards said Brattle's debt aforesaid; praying this Assembly to vacate and declare void said judgment and execution and all the proceedings thereon of the said Strong against the petitioner, and that the petitioner might be restored to his estate taken from him by said Strong as aforesaid, and that this Assembly would [325] appoint || a committee to hear and examine said matters of complaint, and make report to this or some future Assembly; as per memorial on file: Resolved by this Assembly, that a committee be appointed to hear and examine the matter complained of in said petition. And Joshua West, Elisha Williams and Ebenezer Hartshorn, Esq^{rs}, are hereby appointed a committee, to hear the several matters of complaint set forth in said petition, and to make report of their opinion thereon to this or the next General Assembly to be held at Newhaven.

Upon the petition of Samuel Tozer, of Colchester, against Silas Dean, of Weathersfield, shewing to this Assembly that he, the said Samuel, preferred his petition to the General Assembly at their session at Hartford in May, A.D. 1767, therein representing that in the year 1762 he, said Samuel, with one William Clark of said Colchester, were jointly indebted to Mehitabel Webb, then of said Weathersfield, about £1067 0*s*. 0*d*. money, as she was administratrix on the estate of Joseph Webb late of said Weathersfield, deceased; that said Samuel also owed to said Mehitabel about £500 0*s*. 0*d*., and in March, 1762, he executed to said Mehitabel a mortgage deed of two farms or tracts of land in said Colchester, as a security for said debts; that afterwards said Samuel executed to said Silas deeds of three other farms or tracts of land, and also a bill of sale of all his personal estate, of the value of one thousand pounds lawful money, in trust for the payment of his debts, and that said Dean had not paid said debts &c.; and that thereupon said Assembly at their sessions in May, A.D. 1767, appointed Joseph Spencer and Joshua West, Esq^{rs}, and Mr. Richard Alsop, a committee to enquire into said matters and make report &c.; that said committee did enquire into all said matters and make their report to the Assembly in October, A.D. 1767, *viz:* that on the 9th day

of March, A.D. 1763, the said Samuel was indebted by note to the said Mehitabel the sum of £511 2*s.* 7*d.* with interest, and that said Samuel with said Clark were jointly indebted to the estate of the said Joseph, deceased, by note the sum of £1096 17*s.* 0*d.* with interest, and that said Samuel on said 9th day of March, 1763, mortgaged and pledged to said Mehitabel two farms in said Colchester, as and for a security for said debts; that said Silas and Mehitabel had sued for and recovered the possession of said farms; that said Samuel had by his bill of sale made over to said Silas personal estate to the value of £610 16*s.* 3*d.* also three other farms, all in trust for the payment of his debts; that said Silas had paid of said Samuel's debts to the amount of £482 9 6; that there was remaining in the hands of said Silas £128 9*s.* 6*d.* avails of said personal estate, which said Silas ought to repay to said Samuel, and also reconvey to said Samuel two of said farms or tracts of land, or on default thereof pay to said Samuel seven hundred pounds lawful money &c.; that said report being accepted by said Assembly in October, 1767, the said Assembly did thereupon order and decree, that said Silas should reconvey to said Samuel said two farms within two months from that time, or in default thereof pay to said Samuel seven hundred pounds &c.; and that said Silas hath altogether refused to reconvey said two farms to said Samuel or pay said sum of seven hundred pounds, or in any wise to obey said decree of Assembly; praying for relief, and that execution may be issued &c., as per petition on file: Resolved by this Assembly, that the said Silas Dean pay and satisfie unto the said Samuel Tozer the said sum of seven hundred pounds lawful money, together with the cost arisen on this petition, and that execution go forth accordingly; saving that such execution be not issued until after the rising of the General Assembly of this Colony in October next.

[326] Whereas upon the petition of Abel Forward of Symsbury and Hannah his wife, Thomas Spencer and Rebecca his wife, Joel Harman, Rachel Harman, Ruth Harman, Lydia Harman and Cephas Harman, all of Suffield, children and heirs (except said Hannah) of Rebecca Harman late of said Suffield, deceased, and James Harman and Keziah his wife, of said Suffield, Jacob Gillet of Windsor and Lydia his wife, Simeon Ward of Pelham and Elizabeth his wife, preferred to this Assembly in October last, (they, the said Hannah wife of the said Abel, Rebecca wife of the said Spencer and the heirs of said Rebeccah Harman, deceased, Keziah wife of the said James Harman, Lydia wife of the

said Jacob Gillet, and Elizabeth wife of the said Simeon Ward, being the heirs and daughters of one Joseph Phelps late of said Symsbury, deceased,) representing that in consequence of a decree of this Assembly obtained by the said Joseph Phelps and Hannah his late wife in their lifetime, (to wit,) in October, 1763, against one Aaron Clark of said Windsor for the sum of £92 13*s.* 9*d.* and costs £13. 4*s.* 7*d.* execution had been levied after the death of said Joseph and before the death of said Hannah on three certain pieces of land, the estate of the said Aaron, in satisfaction of said demand, whereby a legal title to the same was made unto her, the said Hannah, and that she had since by her last will disposed of the same, when the same, as was alledged, ought to be considered as the debt and duty and owing to the said Joseph Phelps, deceased, and so passed to his daughters, the petitioners, and their heirs by force of the last will of the said Joseph; praying to have said estate decreed to them &c. And whereas this Assembly in October aforesaid did appoint Josiah Bissel, Hezekiah Humphrey, Esq^rs, and Capt. Nathaniel Loomiss a committee with full power to enquire into said several matters and report of what they should find with their opinion thereon to this Assembly, &c.; and said committee having now reported that the said £92 13*s.* 9*d.* and the £13 4*s.* 7*d.* was the proper monies and chattels of the said Joseph, deceased, and that said execution referred to was levied on the lands of the said Aaron to satisfie said sums, and that the said Hannah obtained the only legal title thereto, and that in equity only one third part thereof did ever belong to the said Hannah, and which now belongs and is vested in Joseph Phelps, Roswell and Deborah Phelps, children and heirs of Joseph Phelps the younger, deceased, and that two thirds thereof doth in equity belong to the petitioners, (to wit,) to the daughters of the said Joseph Phelps the elder, deceased, and their heirs; and also, that it is their opinion that they ought in equity to be quieted therein &c. Which said report of said committee being accepted and approved by this Assembly &c.: It is thereupon resolved and ordered, that the said Rebecca, wife of the said Spencer, Rachel Harman, wife of the said Joel, (Rachel Harman, Ruth Harman, Lydia Harman and Cephas Harman, children of the said Rebecca Harman, deceased, except said Hannah,) Keziah, the wife of said James, Lydia, the wife of said Jacob, and Elizabeth the wife of said Simeon, shall have, hold and quietly enjoy the full two-third parts of said three parcels of land taken by and in satisfaction of said execu-

tion, as against the said Joseph and Hannah, deceased, and those claiming under them, and be invested therewith, (to wit,) to them, the daughters of the said Joseph Phelps the elder, shall be and belong, each one, an equal share and proportion thereof; and to them, the children and heirs of the said Rebecca Harman, deceased, one of the daughters of the said Joseph the elder, only one equal share thereof, and to their heirs and assigns forever, as an estate in common; and that for the future in all tryals concerning the title of said lands they shall be allowed to give this act, or an exemplification thereof, and all the doings of this Assembly relating thereto, as evidence of their title thereto, which shall be admitted and received accordingly.

Upon the memorial of Ephraim Fuller of Weathersfield, shewing to this Assembly that on the 15th day of February, A.D. 1762, the petitioner bought of Jacob Brandigee of Midletown a certain piece of land lying in said Weathers- [327] field, containing two acres with a house || standing thereon, bounded east on highway, west on land of Josiah Burnham, north on land of Elisha Peck, and south on land of John Hinsdale, at the price of thirty-two pounds ten shillings lawful money, which he paid and contented to the said Jacob, and the said Jacob in and by a certain writing under his hand, dated the said 15th of February, A.D. 1762, therein acknowledging the receipt of said money, promised and obliged himself to give to the petitioner a deed of said land in one year from the date of said obligation, and that the petitioner then immediately entered on and hath ever since lived on said land &c.; and that the said Brandigee was to have given a deed to said petitioner, but that by accident it so happened that said Brandigee was removed by death before said deed was given; and that the petitioner is equitably entituled to a deed of said land and premises &c.; and praying this Assembly to order and impower Abigail Brandigee, administratrix of said Jacob deceased, to make and execute a deed of said land and house to the petitioner &c., as per petition on file: Resolved by this Assembly, that Abigail Brandigee, administratrix of said Jacob deceased, be appointed and impowered, and the said Abigail is hereby ordered and impowered, to make and execute a proper deed or conveyance of said land and house to said Ephraim Fuller, and said deed is hereby ordered to be recorded in the town records of the town of Weathersfield; and that said deed shall make as good a title to said land, and may be given in evidence in any court of record in proof of said title, as

though said deed had been given and executed by the said Jacob in his life time.

Whereas upon the petition of Silas Dean and Mehitabel his wife, administrator in right of said Mehitabel on the estate of Joseph Webb late of Weathersfield, deceased, against Joseph Forbes and Sarah Forbes of said Weathersfield, minor children of Joseph Forbes jun^{r}, late of said Weathersfield, deceased, preferred to this Assembly in October, 1766, Messrs. William Wolcott, Jonathan Welles and Josiah Bissel were appointed a committee to look into and report make of the matters set forth in said petition, which committee made their report to this Assembly in October last, and said report was continued from thence to this Assembly, at their present sessions; and it appearing that the said Mehitabel dyed since the appointing said committee, and that the said Silas hath taken administration on the estate of said deceased Joseph Webb and appears to prosecute said petition; and there appearing to be need of some further enquiry into the matter of said petition, and also the petitioners moving that other persons might be appointed for the committee &c.: It is thereupon ordered, that the further consideration of the said petition be continued to the session of this Assembly in October next. And Capt. John Lawrence, Capt. George Pitkin and Mr. Roger Newberry are appointed a committee to enquire into the matters aforesaid, and also into the matter of a certain sale of some land to the said Webb in his lifetime by James Treat late deceased, ancestor of the petitioners, and see if anything is due in law or equity towards the purchase and amount of said land, and to consider and apply the same to the demands of the petitioner if anything shall appear, as shall appear to be proper and right to be done; and report make of what they shall find in the premises, with their opinion thereon, to this Assembly in October next.

Upon the petition of Silas Dean of Weathersfield and Mehitabel his wife, administratrix on the estate of Joseph Webb late of said Weathersfield, deceased, against Timothy Dwight of Northampton, Esq^{r}, and Seth Dwight of Somers, executor of the last will and testament of Samuel Dwight late of Enfield, deceased, shewing that the said Joseph in his lifetime purchased of Timothy Dwight aforesaid and said Samuel, deceased, one quarter part of an iron-works &c., and one-fourth part of the land in said Enfield, for which the said Joseph gave his note for one hundred pounds lawful [328] money to the said Timothy, to be paid in bar ‖ iron &c.; and the said Timothy and Samuel agreed to make

and execute a good authentick deed of said land and said works to the said Joseph &c.; and that neither the said Timothy nor the said Samuel in his lifetime ever gave any deed to the said Joseph Webb &c.; and that said Timothy hath recovered judgment against the petitioners for the aforesaid sum of one hundred pounds lawful money &c.; praying for a committee to examine, hear and report what they shall find with their opinion thereon &c.; and thereupon this Assembly at their sessions in May, A.D. 1767, appointed John Pitkin, Esq^{r}, Alexander Wolcott and Roger Newberry a committee on said petition &c., who report to this Assembly their opinion on the facts found and stated in said report, *viz:* that by the default of the said Samuel the heirs of the said Joseph have lost all benefit of said works, and said notes and judgments thereon ought not to be vacated, but that the estate of the said Samuel ought to pay to the said Silas and Mehitabel as administrators on the estate of the said Joseph the full of the said notes and the cost thereon arisen &c.; which report being accepted by this Assembly: And thereupon it is resolved by this Assembly, that the executors of the last will and testament of Samuel Dwight aforesaid, deceased, pay out of the estate of the said Samuel deceased the sum of the aforesaid notes and the cost arisen thereon, being in the whole £115 7*s.* 0*d.* lawful money, unto the administrators of said Joseph Webb deceased; and that execution be granted against the executors of the said Samuel deceased, accordingly, and for costs of this petition. *Execution granted July* 10*th*, 1768.

Upon the petition of William Pitkin jun^{r}, Esq^{r}, shewing to this Assembly that he was some years past sheriff of the county of Hartford, and as such did impower one Stephen Blake of Midletown to act as his deputy, and that said Stephen had in his hands, in the month of January, A.D. 1767, many executions of large sums as deputy sheriff aforesaid, on many of which executions the said Stephen had received and endorsed the monies in part, for some had taken notes in his own name and endorsed said executions, on some had taken bills of sale of goods and chattels to sell and dispose to pay said executions &c., by means whereof the debtors were exonerated and the creditors not paid, and that the said Stephen having in the aforesaid month of January in his hands and possession to the amount of a large sum in monies, goods, chattels and notes taken as aforesaid, when suddenly the said Stephen was drowned and taken out of the world, and all said monies, notes and chattels taken and

holden by him, as aforesaid, came legally into the hands of said Blake's administrator to be inventoried as such; and that said Stephen's estate being insolvent and that the petitioner, having never taken any bond of indemnification from said Blake or any for him, was liable and exposed to answer and pay all said executions aforesaid; praying that all said monies, securities and chattels in the hands of said Blake at the time of his death, taken as aforesaid on executions, as far as they can be known and distinguished, should be applied to the payment of the execution on which they were taken; and praying for a committee to be appointed with power to enquire of all parties concerned on oath or otherways for the discovery of the truth in the matters aforesaid; as per petition on file: Resolved by this Assembly, that a committee be appointed to hear and examine the matters of complaint in said petition. And John Chester, Alexander Wolcott and Elisha Williams, Esq^{rs}, are hereby appointed a committee with power to examine the parties on oath or any other way proper for the discovery of the truth in the matters complained of in said petition, and to report to this or the next General Assembly a particular account of the monies, notes and securities, goods and chattels, which were taken by said Blake on account of executions in his hands as deputy to the petitioner, and which were in his possession at the time of his death, and of the particular executions on account of which such monies, notes or chattels were taken, as far as they can find out and distinguish them, together with their opinion thereon.

Upon the petition of Ebenezer Keeney of Derby, preferred to this Assembly at their sessions at New Haven in October last, representing that, in the year 1759, he was in-
[329] debted || on three bonds to Nathaniel Hazard, then of the city and province of New York and since deceased, in the sum of £671 15*s*. 7*d*. New York money and the interest, and that in 1761 he paid said Hazard £805 10*s*. money aforesaid, and that said Hazard, not having endorsed said payments on said bonds, brought his actions on said three bonds against said Keeney by writs of attachment, which were served on a brigantine belonging to said Keeney, and that Judson Burton of Stratford and Gideon Tomlinson, late of said Stratford and now deceased, gave a bond to the sheriff of Fairfield county conditioned to deliver said brigantine to said sheriff to be taken in execution on judgments to be recovered in said actions, and that said actions came to April county court, 1761, when said Hazard's attorney pro-

posed to said Keeney to be defaulted and suffer judgment to go against himself, and that no execution should issue until said Keeney and said Hazard could settle their accounts, and that whatever should be found due to said Keeney should go in payment of said judgments, to which said Keeney consented; and that, notwithstanding, said Hazard soon after took out execution on said judgments, and that the same were returned *non est;* whereupon said Burton and Tomlinson became exposed; and that the aforesaid payment to said Hazard was made at sundry times and no receipts taken, and that said Hazard now being dead his executors refuse to allow the same; praying for relief &c., as per petition on file. Whereupon David Burr, Esq^{r}, and Messrs. Nathan Whiting and Benjamin Stiles were appointed a committee to enquire into the matters complained of, and their report thereof to make with their opinion thereon; which committee have now reported that having duly notified the parties, they find that the aforesaid judgments amounted in the whole to the sum of £529 2*s.* 2*d.* lawful money, and that before and at the time of rendering said judgments there were large accounts subsisting between said Hazard and said Keeney, and then unsettled, and that said Hazard's attorney did agree that the balance due to said Keeney should go towards the payment of said judgments, and that on adjusting said accounts there was at the time of rendering said judgments a balance of £146 19*s.* 11*d.* lawful money due to said Keeney, which being deducted from the sum of said judgments leaves the sum of only £382 2*s.* 3*d.* lawful money, which they are of opinion ought to be recovered by force of said judgments, and no more, as per report on file: Resolved by this Assembly, that said report be and the same is hereby accepted and approved of, and that the petitioners, the executors of said Hazard, shall and may have and recover said sum of £382 2*s.* 3*d.* lawful money by force of said judgments, and their cost, and no more.

Upon the petition of John Bidwell and Josiah Gilman, both of Hartford in the county of Hartford, administrators on the estate of John Gilman late of said Hartford, deceased, William Wolcott, John Ledyard and John Pitkin, Esq^{rs}, were appointed a committee by the General Assembly at their session at Hartford in May, 1767, to enquire into the matters referred in said petition, and have reported that the whole estate of said Gilman produced the sum of £736 7*s.* 2*d.* and no more, the debts due from said estate surmount that sum £75 9*s.* 8*d.*; the whole debt due from said Gilman deceased

to said Peter Mallet, mentioned in said petition, was £179 6*s.* 10*d.* of which sum £63 6*s.* 0*d.* is unpaid and cost amounting to £3 6 6 and most of said Gilman's creditors have been paid; that no recovery can be obtained from many who have received the full of their dues; and thereupon giving it as their opinion that the creditors unpaid ought in equity to be subjected to an average loss of $10\frac{1}{4}$ *per centum;* which report is accepted: Whereupon it is resolved by this Assembly, that all the creditors of the estate of said John Gilman deceased yet unpaid shall be and they are hereby subjected to an average loss of $10\frac{1}{4}$ *per cent.* which the whole estate falls short in discharging the demands against it; including herein what remains due to said Mallet's executors.

Upon the petition of Joseph Hoit of Stamford against Eleazer Cary of Windham and Henry Morriss of Woodstock, preferred to this Assembly in October last, representing that the said Cary and Morriss had obtained a judgment against the petitioner at the superior court held at Windham on the 4th Tuesday of September last for the sum of seventy-eight pounds five shillings and eight pence lawful money and costs, being for certain sums said to be due from certain soldiers belonging to a company of which the petitioner was late captain in the service of this Colony, and which the [330] petitioner || had engaged to pay, as charged and alleged by the petitionee; further alleging that by means of the conduct of the said Cary and Morriss towards the said indebted soldiers, and the steps taken by them to recover their said dues of said soldiers, and the said Hoit's having in consequence thereof paid out to said soldiers their wages &c. he ought not in equity to be held to respond the same to the petitionees; praying relief &c., as by the petition on file; upon which a committee was appointed in October aforesaid to enquire into the matters of said petition and report make of what they should find with their opinion thereon, which committee have reported to this Assembly in favour of the petitioner and given it as their opinion that in equity the petitionees ought not to have and recover the said sums of the petitioner, but that there ought to be a perpetual injunction and stay of execution ordered upon said judgment; as by the report on file may more at large appear, which report is accepted: It is therefore resolved and ordered by this Assembly, that the said judgment obtained by the petitionees against the petitioner be not enforced against him, but that the execution thereof be altogether stayed and omitted. And it is further resolved, agreeable to said report, that the said

judgment of the superior court shall not be pleadable in bar of any suit or suits that may be brought by the said petitionees for their said remaining dues against the said soldiers or any of them.

Upon the petition of Daniel Brown, of Amenia in Dutchess county and province of New York, representing that Daniel Barber, of Harwinton in the county of Litchfield, at the county court held at Litchfield in the county of Litchfield on the 4th Tuesday of September, A. D. 1767, and at the same adjourned county court held in January, 1768, recovered judgment against the petitioner on two notes of hand for £59 13 7 New York money, one of which notes was dated the 7th day of June, 1762, and the other the 29th day of May, 1764, and that the petitioner by agreement with said Barber paid for the said Barber £15 14*s*. 0*d*. York money, and that the petitioner on the request of said Barber had become bound for him, said Barber, for his proper debt in the sum of £100 0*s*. 0*d*. York money, which sum the petitioner hath since been compelled to pay with the additional sum of £20 9 6 for costs; praying for relief in the premises: Resolved by this Assembly, that Col. Benjamin Hinman, Capt. Gideon Stoddard and Capt. Gideon Walker, all of Woodberry, be and they are hereby appointed a committee with full power to examine the several matters referred to in said petition, and to report what they shall find together with their opinion thereon to this or the next Assembly.

Upon the petition of Jonathan Mix of New Haven against Robert Brown and Philip Dagget of said Newhaven, complaining of error in the judgment of the superior court held at Newhaven on the last Tuesday of February last, in an action wherein the said Mix was plt. and the petitionees were defend'ts on promise respecting certain estate of one Andrew Burr taken by the petitioner as constable on attachment of one Oswell Eve and one John Fullerton ℔ writ of said Mix dated October 29th, 1767; praying to have said judgment reversed &c., as by the petition on file: Resolved by this Assembly, that there is manifest error in the judgment complained of, and the same is hereby accordingly reversed and set aside, and liberty granted to the petitioner to enter his said action for tryal at the superior court to be held at Newhaven on the last Tuesday of August next; and all cost to follow the final tryal.

Upon the petition of Amos Bostwick and Sarah his wife, Rachel Grant and Anne Grant, all of New Milford in Litch-

field county, which Sarah, Rachel and Anne are heirs of Friend Grant deceased, shewing to this Assembly that Asa Hopkins, Harris Hopkins and Abigail Hopkins, all of Litchfield in said county, obtained a resolve of the General Assembly of this Colony in May last for vacating two certain deeds, the one given by Asa Hopkins late of said Litchfield, deceased, and Abigail his wife, to Stephen Sedgwick, of Hartford in Hartford county, of certain lands lying in said Litchfield, the [331] other deed from said Sedgwick ‖ to said Asa deceased, containing the same lands, both said deeds bearing date the 27th day of December, A.D. 1744, and that said resolve was obtained without any previous notice to them; praying this Assembly to review said case and hear them thereon; also alledging that they are greatly affected in the premises by means of a deed given by Ambrose Marsh of said Litchfield to said Harris Hopkins of certain lands, and also on account of a debt due from the estate of said Friend Grant deceased unto the estate of said Asa Hopkins deceased, occasioned by the said Friend Grant's having been bondsman for the said Asa deceased unto Nathaniel Hazard, late of New York, deceased; praying for redress of their grievances in the premises; and this Assembly having at their sessions in October last appointed Messrs. Mathew Talcott, Epaphras Sheldon and Gideon Walker, Esq^{rs}, a committee to examine into the matters of fact alledged in the petition of said Bostwick and the rest of the heirs of said Friend Grant, and said committee having in pursuance of said trust examined in the premises and reported thereon to this Assembly at their present sessions, and said report being set aside by this Assembly: Resolved by this Assembly, that Hezekiah Brainerd, Joshua West, Esq^{rs}, and Mr. Thomas Howell be and they are hereby appointed a committee to enquire into all the matters mentioned and referred to in said petition of said Bostwick and the rest of the heirs of said Grant, and all circumstances relative thereto, and make report of what they shall find in the premises, including the circumstances of said deed, from said Ambrose Marsh to said Harris Hopkins, to this Assembly at their sessions at Newhaven in October next.

Memorandum. Ebenezer Freeman, of Preston in the county of Newlondon, having preferred his petition (dated April 13th, 1768.) against Nathaniel Stanton of Groton in said county, which is now lying before the Assembly to be heard &c.: On motion of the petitionee that bond for prosecution should be given on the part of the said petitioner &c., Mr. Ebenezer Brewster of Preston aforesaid appeared before

the Assembly and acknowledged himself to stand bound and indebted to the Treasurer of this Colony of Connecticut in the sum of thirty pounds lawful money, to be paid to said Treasurer upon condition that the petitioner, the said Ebenezer Freeman, doth not prosecute his said petition to effect and shall not answer all damages if he makes not his plea good.

Upon the petition of Ebenezer Freeman, of Preston in the county of New London, shewing to this Assembly that on the 20th of April, 1762, the petitioner executed his bond to one Nathaniel Stanton, late of Preston now of said Groton, in the penal sum of one thousand pounds, conditioned to give a good and authentick deed of conveyance of a tract of land lying in said Groton containing about forty-seven acres and three quarters of an acre, bounded as in a deed from John Ledyard, Esq^{r}, to said Freeman, which said Stanton had before that time purchased of said Freeman with the buildings and appurtenances thereon, by the 20th of May then next; that said Nathaniel at the time of executing said bond entered into the possession of said land and continued in the quiet possession thereof to this time; that afterwards said Stanton brought his action against said Freeman on said bond to the county court held at Newlondon the second Tuesday of June, 1765, which on the second Tuesday of June, 1766, came to final tryal, when and where the parties were at issue upon a plea of performance of the conditition of said bond, but the jury found in favour of said Stanton to recover of said Freeman the sum of four hundred pounds lawful money, though a deed had before the bringing said suit executed a deed to said Stanton (*sic*) which was recorded, and that he had a verdict against him because the deed aforesaid was not executed by the time mentioned in the condition of said bond; which execution, with five other executions against the petitioner and one execution against said Stanton, were levied upon the land sold to said Stanton as aforesaid; that all said lands and about four acres of other lands worth four pounds per acre was taken by said Stanton's execution and apprised and that the whole thereof did not satisfie said execution to about one hundred pounds lawful money, which sum still remains due; praying for a committee to hear and adjust all the controversies relative to the purchase of said [332] lands || and all subsequent transactions between said parties respecting said lands, bond &c., as per petition on file: Resolved by this Assembly, that William Williams, Esq^{r}, of Groton, Paul Wheeler, Esq^{r}, of Stonington, and Mr.

Aaron Creary of Preston, all in New London county, be and they are hereby appointed a committee to enquire into all the matters, as well respecting the purchase of said lands, the equity and justice of the original bargain and contract, as also every other matter and thing relating to or consequent upon the sale thereof to said Stanton, and report to this Assembly in October next, with their opinion thereon.

Upon the petition of William Morris and John Morton and Hannah his wife, of Weathersfield, and Elizabeth Dart, daughter of Samuel Dart of Bolton, all in the county of Hartford, the said William, Hannah and Elizabeth being the heirs at law of Abraham Morriss late of said Weathersfield deceased, representing that the said Abraham, on or about the 6th day of November, 1765, died intestate, leaving no children, and seized of certain lands in said town of Weathersfield, which descended to and among the petitioners, saving to the widow, Eunice Morriss of said Weathersfield, her right of dower therein during her life, who also is administratrix on said estate; further shewing that the said Eunice the administratrix had exhibited and procured to be allowed against the said estate an unjust debt in favour of her father in law Daniel Belding of said Weathersfield, amounting to the sum of £24 0*s.* 0*d.* lawful money, for house rent during the time that said Abraham lived with and took care of the said Daniel and his wife; and also that she, said administratrix had omitted to exhibit the whole of the estate of said deceased, particularly a certain ox, and half of a barn said to be the estate of said Abraham &c.; and that the said administratrix by means thereof had obtained liberty from the General Assembly in May last, and had actually sold the lands of the said deceased to the said Daniel Belding and one Gershom Bulkley also of said Weathersfield, only to satisfie said debt for rent as aforesaid, which otherwise need not to have been done, &c.; complaining that said debt for rent is altogether unjust &c., and praying for a committee to enquire into the several matters in said petition alledged &c.: Resolved by this Assembly, that John Chester, Elisha Williams and Jonathan Belding, Esq^rs, of said Weathersfield, be a committee with full power to examine and enquire into the several matters and things complained of in said petition and make report of what they shall find with their opinion thereon to the General Assembly to be holden at New Haven in October next.

Upon the petition of Ebenezer Clark of Newhaven against Susanna Lewiss of said Newhaven, administratrix on the estate of Barnabas Lewis late of said Newhaven deceased,

representing that the said Susannah recovered judgment against him before Newhaven adjourned county court, January, 1767, in an action of trover, per writ dated June 5th, 1765, from which judgment an appeal lay but was not taken and entered, owing to certain accidents and means mentioned in the petition; praying to have liberty to enter and have said cause tryed at the superior court, as per petition on file: Resolved by this Assembly, that the petitioner have liberty, and leave is hereby granted to him, to enter the said action for tryal at the superior court to be held at New Haven on the last Tuesday in August next, as though the same had came there by appeal, on his giving bond before said court to prosecute the same to effect, in common and usual form; and all cost to follow the final judgment that shall be rendered in said case.

Upon the petition of Jedidiah Dewey and Martin Dewey, of a place called Benington in the Province of New York, executors of the last will and testament of Martin Dewey late of Amenia Precinct, deceased, against Aaron Buck, of Canaan in Litchfield county, representing to this Assembly that said Martin deceased in his life time, *viz:* on the 26th day of May, 1760, proposed to purchase of said Aaron Buck, then of said Amenia Precinct now of Canaan aforesaid, a certain tract of land lying in said Amenia Precinct, containing about one hundred and ninety acres, known by the name of Lot No. 34, for the consideration of twelve hundred and [333] eighty pounds current || money of the Province of New York, to which proposal said Aaron Buck agreed, and to enforce said agreement the said Aaron Buck executed a bond to said Martin since deceased, conditioned that said Aaron Buck should procure unto said Martin a good lawful deed, well executed, of the aforesaid lands with all the buildings and priviledges thereto belonging, and that then said Martin executed to said Aaron Buck an obligatory bond for the payment of said sum of twelve hundred pounds money aforesaid, which bonds were executed on said 26th day of May, A.D. 1760, soon after which said Martin deceased entered upon said lands in consequence of said bargain, built and erected a large dwelling-house thereon, also paid to said Aaron Buck about two hundred and fifty pounds New York currency in part of said bond in his life time; that about the last day of July, A.D. 1763, said Martin deceased dyed insolvent, and that Aaron never gave or procured a deed of said land to said Martin deceased in his life time, but since the death of said Martin hath entered upon said land and holds

the same with said new erected house &c.; praying for relief for the benefit of the creditors to said deceased &c., as per petition on file: Resolved by this Assembly, that John Williams, Esq^{r}, of Sharon, Joshua Porter, Esq^{r}, of Salisbury, and Benjamin Stephens, of Canaan, be a committee, and they are hereby appointed and fully impowered to enquire into the matters aforesaid and consider all advantages or disadvantages to either party relative thereto or consequent thereon, and in their opinion determine under all attending circumstances what is just, equitable and most fit to be done, and of what they shall find with their opinion thereon to make report to this Assembly in October next.

Upon the petition of Andrew Stevens, John Stevens and Safford Stevens, all of Canaan in Litchfield county, shewing to this Assembly that Edward Rainsford, of New Marlborough in Berkshire county, and Moses Cleaveland, of Windham in Windham county, before the adjourned superior court holden at said Windham in January, A.D. 1767, recovered judgment against said Andrew for the sum of £29 12*s.* 1½*d.* lawful money debt, and £10 16*s.* 6*d.* costs, which judgment was rendered on a demand said Rainsford and Cleaveland made on said Andrew on account of their making a certain parcel of oars; and that soon after said John Stevens having a controversie with said Rainsford and Cleaveland about the same oars, the same was by them submitted to the arbitrament of John Bebee, Jabez Ward, Esq^{rs}, and George Caldwell, who awarded that said John should pay said Rainsford and Cleaveland the sum of £6 15*s.* 11½*d.* on account of said oars, and that said award had been complyed with; and that by means of the premises said Rainsford and Cleaveland had recovered the sum so awarded twice for the same thing; and thereupon praying for equity in the premises: Resolved by this Assembly, that in all disputes and settlements relative to the execution issued on the judgment of said superior court the said sum of £6 15*s.* 11½*d.* shall be discounted and allowed as so much paid on said execution, and the same is hereby ordered to be done accordingly.

Upon the petition of Fally Hopkins, of Hartford in the county of Hartford, a minor, only daughter and heir of Benjamin Hopkins of said Hartford and Rachel his wife, both of said Hartford late deceased, the said Benjamin her father being the youngest son of old Mr. Thomas Hopkins late of said Hartford deceased, and her mother daughter of Mr. Eliphalet Steel also of said Hartford, representing that her said father and mother were married about ten years ago

and lived together but about five years when they both were removed by death, leaving the petitioner then about five years old a helpless orphan; that the said old Mr. Hopkins her grandfather (leaning and depending much upon the said Benjamin) had before made his will and given and devised to him one-half of his estate in said Hartford, worth about five hundred pounds, money, in the prospect and with a view to which the petitioner's said father had laid himself out, spent the prime of life, laboured and wrought, and had actually by his own means and industry built and procured to be built the greater part of a large new house and barn on [334] some part of the estate || given to him as aforesaid; that after the decease of her said father and mother her uncle Elisha Hopkins, who till then had for the most part lived and was settled abroad, by some means or other obtained a deed of gift from the said old Mr. Hopkins of the most or all of the estate given to the petitioner's said father, with the house, barn &c. that had been by him built thereon as aforesaid, and also obtained said will to be cancelled, whereby the petitioner was cut out of everything given her said father as aforesaid as well as of the fruits of his labour, pains and industry, which for many years had been bestowed, laid out and involved in and upon said house, barn and other parts of said estate given to him as aforesaid, besides what had been expended in the care and support of his father and mother, who were not only aged but very infirm &c.; praying for a judicious committee to enquire into the matters aforesaid, and that she may have and receive out of said estate from the said Elisha and the rest of the heirs of her grandfather Hopkins who ought to contribute thereto, such a portion as shall be thought just and equal &c., as per petition &c.: Resolved by this Assembly, that John Chester, Jabez Hamlin and Alexander Wolcott, Esq^{rs}, be and they are hereby appointed a committee with full power to examine and enquire into the several matters and things alledged and complained of in said petition and make report of what they shall find with their opinion thereon to the General Assembly to be holden at Newhaven in October next.

Upon the petition of Francis Hollister, of Glastonbury in the county of Hartford, complaining of error in the judgment of the superior court holden at Hartford within and for the county of Hartford on the first Tuesday of September last, in a cause wherein the said Francis was pltf. and Israel Higgins, of Midletown in said county now of Chatham in said county [defendant]; praying for the reversal of said

judgment &c., as per petition on file &c.: Resolved by this Assembly, that in proceeding unto and in rendering said judgment the said superior court manifestly erred, and that said erroneous judgment be and the same is hereby reversed and set aside, and liberty of a new tryal of said cause before the superior court to be holden at Hartford within and for said county of Hartford on the first Tuesday of September next is hereby granted to the petitioner; and that all cost shall follow the final tryal of said cause.

Upon the petition of John Porter and Thomas Porter of Stratford, against Hezekiah Fitch, Esq^{r}, sheriff of Fairfield county, shewing that one Seth Porter being committed to Fairfield gaol for counterfeiting public bills of credit, the petitioner bailed the said Seth by giving to the said Sheriff Fitch a bond of one thousand pounds for his, the said Seth's, appearance and answering to said charge before the superior court in February last, which Seth not appearing the said bond became forfeit and hath since been put in suit; praying to have said bond chancered down &c., as per petition on file: Resolved by this Assembly, that the said bond be abated down to the sum of two hundred and twenty-five pounds besides all cost against said Seth on the prosecution respecting the crime aforesaid, and also the cost on the suit on said bond and the charges expended by the said Fitch since, allowed to be ten pounds seven shillings and six pence; and the said Hezekiah Fitch is hereby ordered and directed to discharge the judgment given on said bond or the execution that is issued or may issue thereon, upon the petitioners paying the said sum of two hundred and twenty-five pounds and the whole cost aforesaid and said charge of £10 7*s.* 6*d.*

Upon the petition of Solomon Wadham, of Goshen in Litchfield county, shewing to this Assembly that in the year 1763, it was covenanted and agreed by and between Ralph Isaacs, of New Haven in Newhaven county, and the said Wadham, that the said Isaacs should from time to time supply the said Wadham with suitable assortments of English goods purchased in New York and delivered to said Wadham at said Newhaven at the advance of ten *per cent.* on the goods from the New York invoices, during their mutual pleasure; and thereupon the said Wadham purchased of said Isaacs sundry [335] || parcels of English goods in the years 1763 and 1764, of which the said Isaacs made out invoices amounting to the sum of twelve hundred pounds lawful money, charging the same on book; that said Wadham made large payments for said goods to said Isaacs and charged them also on book;

that disputes arising between the parties relative to the book accounts they submitted them to the decision of certain arbitrators, who in their determining the same allowed said Isaacs for said goods according to the prices by him charged, and found the said Wadham in debt to said Isaacs on book in a certain sum exceeding four hundred pounds lawful money, awarding him to pay the same; with which award said Wadham was obliged to comply and paid the same; that afterwards said Wadham had discovered that said Isaacs had acted a fraudulent part in making out his invoices of said goods, and designedly charged them against said Wadham at a much higher advance from the New York invoices by which he bought them than ten *per cent.* &c.; praying for equitable relief in the premises: Resolved by this Assembly, that Messrs. Erastus Wolcott of Windsor, Richard Alsop of Midletown and Benjamin Payne of Hartford be, and they are hereby, appointed a committee to examine into the matters alledged in said petition, and their report to make of what they find therein with their opinion thereon unto this Assembly at their sessions at Newhaven in October next.

Upon the petition of Gideon Porter of Midletown against John Kirby of the same Midletown, shewing to this Assembly that he mortgaged to the said Kirby a certain piece of land lying in said Midletown containing six acres, bounded and described as in said petition is set forth, per deed of mortgage dated the 25th of March, 1765, redeemable on his paying the sum of forty pounds with the interest within two years from the date of said mortgage; further shewing that he had paid the interest of said principal sum to the 25th day of March last and tendered the residue of principal and interest, *viz:* forty pounds twelve shillings and six pence in the whole, and requested a release of said land, but which, nevertheless, the said Kirby refused to do; praying to have the said Kirby ordered to return said land &c., as by the petition on file: Resolved and ordered by this Assembly, that upon the petitioner's paying or tendering to the petitionee the said sum of forty pounds money and interest since the 25th day of March last, he, said Kirby, do within ten days after give and execute to him, the said Porter, a good deed of quitclaim and release of said mortgaged premises, and that on neglect thereof he forfeit and pay to said Porter the sum of one hundred pounds money aforesaid. Also ordered, that the petitionee pay to the petitioner his cost arisen on this petition. *Cost* £4 19*s.* 3*d. lawful money. Ex. granted for the cost June* 22*d*, 1768.

Upon the petition of John Holt, of the city and province of New York, representing that James Mookler, of Hartford in the county of Hartford, brought his action of book debt against the petitioner demanding £90 0*s.* 0*d.* lawful money, at a final tryal of which case the petitioner being hindered from a personal attendance in said case, and being unacquainted with the laws of this Colony sent his deposition properly attested but unsealed, whereby he was defeated of using the same in said tryal, and thereby he was greatly injured; praying for relief &c., as per petition on file may appear: Resolved by this Assembly, that Majr Edward Allen, Mr. Joshua Chandler and Mr. Ephraim Pease be and they are hereby appointed a committee to examine the several matters alledged in said petition and to report what they shall find with their opinion thereon to this or the next Assembly.

Whereas this Assembly at their sessions at New Haven in October last, upon the petition of Leonard Owen, Elijah Owen and Eliphalet Owen, shewing to this Assembly that Thomas Lamb upon the 27th day of May, 1761, gave them a deed of three hundred seventy-six acres and an half of land, for which they gave him their note of hand for one hundred and eighteen pounds New York money, and complaining that said Lamb had greatly injured them by gross fraud in the premises, appointed Messrs. Oliver Wolcott of Litchfield, Moses Lyman of Goshen and Andrew Adams of Litchfield, [336] Esqrs, a committee to examine into ‖ the matters alledged in said petition and their opinion thereon to report to said Assembly at their present session, which examination never was made, being prevented by the death of said Lyman: Whereupon it is resolved by this Assembly, that Messrs. John Williams of Sharon, Oliver Wolcott and Andrew Adams of Litchfield, Esqrs, be and they are hereby appointed a committee to examine into the matters alledged in said petition, and their opinion thereon to report to this Assembly in their sessions at New Haven in October next. And it is ordered by this Assembly, that Litchfield county court do not render judgment on said note in the mean while, and that there shall be no further proceedings on the execution mentioned in said petition, nor any suit brought relative to any proceedings already had on said execution, before the rising of said Assembly at their sessions in October next.

Upon the petition of Benajah Douglass and others, children and heirs of Benajah Douglass late of said Canaan, deceased, against Asa Douglass, of a place called Jericho in

the Province of the Massachusets Bay, and Robert Livingstone junr, of the manor of Livingstone in the Province of New York, representing to this Assembly that the said deceased Benajah in his life time, when under prevailing disorders of mind, had passed over to said Asa large landed estate in trust, and that said Livingstone had purchased considerable part thereof since of the said Asa, having notice that the same lay under an equitable claim of the said Benajah and his heirs; praying for relief in the premises: whereupon Elisha Sheldon, John Williams and Increase Moseley, Esqrs, were appointed a committee to enquire into the whole of the matters and things in said petition alledged and set forth, and make report of what they shall find with their opinion thereon, who have accordingly made their report, that said Asa did not receive said land in trust only, but that the same was a *bona fide* purchase, and that, therefore, the title of said Livingstone shall not be any ways affected thereby, but on the contrary that it did not appear that said Asa had made full payment for said lands, either to said Benajah in his life time nor to his heirs since his death, and that they are of opinion that there is equitably due from said Asa to the petitioners, the heirs of said Benajah deceased, the sum of fifty pounds lawful money; which report of said committee being accepted &c.: It is thereupon resolved by this Assembly, that the petitioners shall have and recover of the said Asa the aforesaid sum of fifty pounds lawful money and his cost, allowed to be £22 11*s.* 10*d.* and that execution be granted accordingly. *Ex. granted June* 10*th*, 1768.

Upon the petition of Jacob Pinto of New Haven, representing to this Assembly that in September, 1765, Michael Todd of Newhaven became bound to sundry persons in New York with the said Jacob Pinto and Solomon Pinto, as bondsman for them, and that said Jacob Pinto then gave to said Todd an absolute deed of a certain store or warehouse on the west side the long wharf in said Newhaven, as part security to indemnifie said Todd from his said bonds, which store was to be reconveyed to said Pinto on his indemnifying said Todd; that said Pinto has taken up said bonds all except one and fully secured said Todd to his acceptance against that, yet nevertheless said Todd refuses to reconvey said store to said Pinto, by means whereof he is like to lose an advantageous sale thereof; praying for relief, as per petition on file: Resolved by this Assembly, that Messrs. John Lawrence, Benjamin Stiles and Benjamin Payne be and they are hereby appointed a committee with full power to exam-

inc into all the matters alledged and complained of in said petition, and make report of what they shall find with their opinion thereon to this Assembly in its present session.

Upon the petition of Edward Hallick, of Newburrough in Ulster county and Province of New York, against Samuel Hall 3d of Wallingford and David Jones, Esq^{r}, of Fort Neck on Long Island in the Province of New York aforesaid, preferred to this Assembly in October, 1766, representing that he, the said Edward, had been bound to the said Jones and one John Lawrence for large sums, for payment of which the said Samuel Hall had given his bond to indemnify him [337] the said Hallick, which bond being put in suit || and judgment obtained thereon, the said Jones (to whom the petitioner owed part of said monies) by mistake in settling with said Hall and in taking a mortgage of some lands therefor had taken too much as for his part of said debt as aforesaid; also further representing that he, the said Hallick, had been put to great cost and expence in and about the said matter of being bound for said Hall; praying relief, as by the petition on file: on which petition &c. committee being appointed they made report to this Assembly that said David Jones had taken and secured too much for his said debt in said mortgage the sum of £68 14*s*. 2*d*. current money of the Province of New York, at the time of taking of the security, amounting with the interest at the time of the date of said report, *viz:* the. 8th of May, 1768, to the sum of £81 1*s*. 11*d*. like money, which sum with the growing interest the said committee gave it as their opinion the said Jones ought to be accountable to said Hallick for out of said mortgaged premises. They also find that the said Hall ought to pay to the said Hallick for his trouble and expence in the matter for being bound for him, said Hall, as aforesaid, the sum of £60 1*s*. 6*d*. New York money aforesaid; as by the report on file, which report hath been accepted: Whereupon it is decreed, resolved and ordered by this Assembly, that the said David Jones, Esq^{r}, shall and do pay to the said Edward Hallick out of the said mortgaged premises when he shall be able to recover the same the said sum of eighty-one pounds one shilling and eleven pence New York money with its growing interest from the said 8th of May, 1768; and also that the said Samuel Hall pay and satisfie to the said Edward Hallick, for his said trouble and expences, the said sum of sixty pounds one shilling and six pence New York money aforesaid, and that execution go forth for the same against said Hall accordingly. *Execution granted for the*

above mentioned sum of £60 1*s.* 6*d. New York money, June* 10*th*, 1768.

Memorandum. Thomas Elmor, of Windsor in the county of Hartford, having preferred his petition (dated March 4th, 1768) against Roswell Mills of Windsor aforesaid, which is now lying before the Assembly to be heard &c., the said petitionee moved that bond for prosecution &c. might be given on the part of said petitioner, which motion was allowed of; and thereupon Mr. Joel Loomiss of Windsor abovesaid appeared before the Assembly and acknowledged himself to stand bound and indebted to the Treasurer of this Colony of Connecticut in the sum of thirty pounds lawful money, to be paid to said Treasurer upon condition that the petitioner, the said Thomas Elmor, doth not prosecute his said petition to effect and shall not answer all damages if he makes not his plea good.

Upon the petition of Thomas Elmor of Windsor against Roswell Mills of said Windsor, praying to have execution for the sum of three hundred pounds money as being forfeited to him on account of his, the said Mills, having failed to comply with and perform a decree of this Assembly passed in October last, by which the said Mills was ordered to give and deliver to the said Elmor a deed of quit-claim of certain lands in said decree mentioned, within a certain time limited &c., as by the petition on file: It appearing to this Assembly that the said Mills had executed such deed of quit-claim before the bringing the petition but that the said Mills did not take care to put the same on record or to acquaint the petitioner therewith before the bringing the petition: Whereupon it is resolved and ordered by this Assembly, that the petitionee be excused from paying said forfeiture on his paying to the petitioner the sum of five pounds as damages occasioned by his said omission and neglect in the matter aforesaid, and the petitioner's cost in prosecuting this petition, allowed to be £3 11*s.* 6*d.* and that execution go forth accordingly for said five pounds damages and cost. *Ex. granted June* 10*th*, 1768.

Upon the memorial of the inhabitants of the town of Windsor, shewing to this Assembly that the memorialists at their legal town meeting in December last agreed to divide the town, and praying that the part of the town on the west side of Connecticut River be and remain the town of Windsor with the ancient priviledges of said town, and that the part of said town that is on the east side of said river be made and constituted a town, and that their common stock, money

[338] and poor be divided &c., || according to their agreement at their public meeting on the 3d Monday of March, 1768, as per memorial on file:

It is enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That that part of said town that is on the east side of Connecticut River be and they are hereby erected, made and constituted within the limits and bounds thereof a distinct town, with all the liberties, priviledges and immunities that other towns by law have and do enjoy, and that said new erected and constituted town be called and known by the name of East Windsor, and that the common stock, poor, and all the common interest of the memorialists be apparted and enjoyed according to their agreement made and voted on the 3d Monday of April aforesaid.

And be it further enacted by the authority aforesaid, That the selectmen, constables, grandjurymen, tythingmen and other town officers that live on that part of said Windsor that by this act is now made a town sustain their several offices within the limits thereof, and are hereby authorized and impowered to act and do everything within the limits of the town of East Windsor that such officers by law in other towns [are] enabled to do, till their annual meeting in December next; and that the constables in each town are also hereby authorized and impowered to collect the country rates and money on executions now in their hands due from any person or persons living in any part of the limits of the town of Windsor before the passing of this act.

Upon the memorial of Joseph Fowler jun^{r}, of East Hadam, against the first society in said East Hadam, representing to this Assembly that on the 15th day of May, 1751, he was ordained a gospel minister over said society, according to the established constitution of this Colony, upon a previous call of said society and agreement to give him two thousand pounds, old tenour, as settlement, and the value of sixty-nine pounds as a yearly salary; that said memorialist was then sensible that the annual salary as aforesaid would not be sufficient to support him, yet thought it his duty to settle among them considering their unanimity and not at that time insist on any further support than was agreed as aforesaid, provided that said society would allow the memorialist, whenever his real necessity should call for it afterwards, to apply to them to make him such further allowances for his support as need should require and their circumstances reasonably admit; which terms were committed to writing and

agreed to between the memorialist and said society; that the memorialist is reduced to necessitous circumstances, involved in debt, though he hath lived frugally, and hath made application for relief to said society, which they have granted in part but not fully relieved him from his involvements, though they are abundantly able and his necessities require it &c.; praying for relief &c., as per memorial on file: Resolved by this Assembly, that Hezekiah Huntington, Esq^{r}, and Doct. Daniel Lothrop of Norwich, and Samuel Selden, Esq^{r}, of Lyme, be and they are hereby appointed a committee to repair to said first society in East Hadam, and take into consideration the several matters referred to in said memorial, and endeavour an accommodation of all matters of difference subsisting between them, and make report to this Assembly at their sessions in October next of what they shall find with their opinion.

Upon the petition of John Marsh, of Litchfield in the county of Litchfield, one of the inhabitants of the society of South Farms in said town, and the rest of the inhabitants of said society, representing that the General Assembly in their grant of the said township reserved certain lands in said township for pious uses in said town; also that long before the year 1760, the General Assembly granted to the memorialists the priviledges of a winter parish, and in said year 1760, the said town voted and agreed that whatever monies your memorialists should pay and advance towards building a meeting-house in said Litchfield should be refunded and paid back to them whenever they should be constituted an ecclesiastical society, only deducting annually forty-five shillings on every hundred pounds they should pay towards building said house; that the memorialists did advance for that purpose £301 12*s.* 2¾*d.*; that said deduction amounts to the sum of £33 3*s.* 6¾*d.*, and that out of said deduction there ought to be subtracted the sum of about £20 0*s.* 0*d.*, being overcharges in the taxes laid on the memorialists by said town in building said house according to said vote and agreement [339] of said town, ‖ and the memorialists are now constituted a society, yet the first society in said Litchfield refuse to grant them their proportion of said interest, or to make payment; praying for relief &c.: Resolved by this Assembly, that the inhabitants of the society called South Farms in said town be and they are hereby declared to be intituled to their part and proportion of the lands within said town granted and sequestered for the use of a school in said plantation according to the list of said society; and also that

said society called South Farms be refunded by the first society in said town of Litchfield whatever the inhabitants within said south society have advanced towards the building of the meeting-house in said first society, making such deduction as was agreed upon by the vote of said town. And Jabez Hamlin, Elisha Williams and Nathan Eliot, Esq^{rs}, are hereby appointed a committee with full power to repair to said town of Litchfield. to examine and find out the sum advanced as aforesaid by said south society in building the meeting-house aforesaid, and what sum, if any, they have been overcharged in their rates, as also the state and condition of said school lands, and their report to make to this Assembly at their sessions in October next.

Upon the memorial of Thomas Hosmer and others, proprietors of Winchester in the county of Litchfield, shewing that they there are about twenty-one families, including about one hundred and ten persons, that have begun a settlement on the west part of said township, who by reason of their distance from any place of public worship are under great disadvantages and suffer many inconveniences on that account &c.; praying that they may be erected and made into a distinct ecclesiastical society, and that the lands on said west part of said township lying on the west side and south end of a certain large pond, as well those belonging to the non-resident proprietors as others, may be taxed towards the support of the gospel ministry therein, as per memorial &c.: Resolved by this Assembly, that the inhabitants living on the west side and south end of said pond and the lands south of the same as far as Torrington line, and all those west of said pond to Norfolk line and north upon said line until it comes to Colebrook line, and east upon Colebrook line so far as to include the westermost tier of lots in the second or northeast division of lots in said township of Winchester be and remain for the future one entire and distinct ecclesiastical society, with all the powers and priviledges that other ecclesiastical societies by law have and do enjoy; and that a tax of one penny half-penny per acre *per annum* be laid upon all the lands lying within the lines and limits aforesaid, as well those belonging to said non-resident proprietors as others, for the term of three years now next ensuing; and that David Austin of said Winchester be a collector with full power to collect and pay said rate or tax towards the support of the ministry in said society, in the same way and manner that collectors in other societies are by law impowered and directed.

Upon the memorial of the First Society, the societies of White Haven, East Haven, West Haven and North Haven, all in the town of New Haven, shewing to this Assembly that in the distribution of the bonds obtained by the sale of the township of Norfolk, which by order of this Assembly were distributed to the several towns and societies in this Colony for the use of supporting schools, one bond against John Camp and Brotherton Seward, both of said Norfolk, was received by the representatives of said town of Newhaven for the use of the memorialists, to be divided among them in proportion to their several lists in the year 1732; that said bond was afterwards put in suit at Newhaven county court and a judgment and execution thereon obtained, in April, 1764, in favour of the Governor and Company of this Colony against the said Camp and Seward, for the sum of £396 15*s.* 1*d.* lawful money debt and cost; that part of said sum being paid on said execution, the remaining part, *viz:* the sum of sixty-five pounds, was levied on two pieces of land that were the estate of the said Camp, both situate in said Norfolk, one of which contained fifty-seven acres and an half and seven rods, being the first lot in the first division second going over in said division; the other containing twenty acres lying at the rear of the 19th lot in the first division first going over, bounded as described by the officer's return on said execution, which is recorded in the clerk's office of said county court, whereby the title of said land is vested in the Governor and Company of this Colony; praying that the same by grant of this Assembly may be transferred to the [340] memorialists, || that they may have and hold the same in proportion as they were interested in said sum of sixty-five pounds in satisfaction of which said land was taken, which is as follows, *viz:* to the first society and the society of White Haven £17 6*s.* 11*d.* each, to the society of Easthaven £11 0*s.* 0*d.*, to the society of Westhaven £7 4*s.* 4*d.*, and to the society of North Haven £12 1*s.* 10*d.*, as per their memorial on file: Resolved by this Assembly, that the memorialists shall from henceforth have and hold said two tracts of land above described, and the same is hereby granted to the respective inhabitants of the several societies aforenamed, to have and to hold as tenants in common in proportion to their respective interests in said sum for which said land was taken as aforesaid, to be by them improved or disposed of for the support of schools in said societies respectively, according to law.

Upon the memorial of Stephen Frost and others, inhabit-

ants of the first society of Canterbury, representing to this Assembly that they are so situated and do live and belong to the west part of said town of Canterbury, and that the places of their abode are generally at a great distance from the place of public worship in said society; that their numbers are large and daily increasing, which renders it very difficult to attend on the public worship of God at the stated place thereof in said society, many of them living six miles therefrom, and that said first society knowing the difficulties that said memorialists laboured under did, April 6th, 1767, at legal society meeting for that purpose held, vote to divide said society by a north and south line parallel with the line between said Canterbury and the town of Windham crossing the center of said town of Canterbury &c.; moving that said west part of said town of Canterbury might be made a distinct ecclesiastical society &c., exclusive of those of the second society in said town that live within said west part; as per memorial on file &c.: Resolved by this Assembly, that Samuel Coit and Nathaniel Brown of Preston, Esq^{rs}, and Mr. Samuel Craft of Pomfret, be a committee, and they are hereby appointed a committee on the memorial aforesaid, to repair to said first society in Canterbury, view the circumstances thereof, hear the memorialists and all persons concerned, and make report of what they shall find with their opinion thereon to this Assembly in October next, at the cost of said first society of Canterbury.

Upon the memorial of Nehemiah Andrews and the rest of the inhabitants of the town of Hartland in the county of Litchfield, shewing to this Assembly that in May, A. D. 1762, they obtained an act of the General Assembly laying a land-tax of three pence per acre on all the divided lands in said township lying east of the river that runs through said township, for four years, to be collected of the then present inhabitants and to be improved for settling a minister and building a meeting-house &c., and that said Nehemiah was appointed collector to collect said tax, and that the time for gathering said tax is elapsed, and through some difficulties that arose in said town said tax hath not any part thereof been gathered, and said Hartland are now about settling a minister and building a meeting-house &c. and stand in need of help; praying that a tax of threepence on the acre on all the divided lands in said township east of said river be laid for four years to come annually, and the same ordered to be collected of the present proprietors of said land, as per memorial on file &c.: Resolved by this Assembly, that a rate or tax of

three pence lawful money per acre for the space of four years to come shall be annually assessed on all the divided lands in said township lying east of the river that runs through said town, and the same shall be levied and collected of the present proprietors and owners of said land in lieu of the said former tax granted by this Assembly, and shall be improved for the settling a minister and building of a meeting-house in said town; and Uriel Holmes of said Hartland is appointed and fully impowered a collector to collect said tax and pay the same into the hands of the selectmen of said town, to be improved by them for the purpose aforesaid.

Upon the memorial of the inhabitants of the town of Union against the town of Ashford preferred to this Assembly in May last, representing that the north line of the said town of Ashford was formerly run by Colonel Mathew Allyn, and [341] that afterwards the said north line ‖ was again run by Mr. Conant, deviating from said Allyn's line, which latter line had been confirmed by Act of Assembly; complaining that the same was done by mistake; praying to have said confirming act set aside &c., as by the memorial on file: Resolved by this Assembly, that Messrs. Boaz Stearns, Capt. Robert Dixon and Seth Payne jun^{r} be and they are hereby appointed a committee to enquire into the several matters mentioned and complained of in said memorial, and make report of what they shall find with their opinion thereon to this Assembly in October next.

Upon the memorial of Charles and George Caldwell, shewing to this Assembly that notwithstanding the helps afforded them they are unable to hold and retain their furnace and oar in Salisbury, but that one John Rutsen living in New York will take their whole interest therein from them, being mortgaged to said Rutsen for about £1500 0*s*. 0*d*. lawful money, whereby the interest in said furnace and oar-bed will fall into hands out of this Colony; praying for a committee to look into and examine the state of said furnace &c., as per memorial: Resolved by this Assembly, that a committee be appointed, and John Chester, Jabez Hamlin and Thomas Darling, Esq^{rs}, are hereby appointed a committee to look into, examine and consider the state and circumstances of the said furnace and appendages and incumbrances &c., and make report thereof with their opinion of what may be proper and best to be done relative to the matters set forth in said memorial, at the cost of the memorialists.

Upon the memorial of Benjamin Kent, of Suffield in Hartford county, executor of the last will and testament of Dud-

ley Kent late of said Suffield, deceased, representing to this Assembly that the debts and charges paid and due from said Dudley's estate with the widow's allowance surmounted the personal and moveable estate of the said Dudley the sum of £104 14*s.* 9*d.* lawful money, and that said Dudley by his last will &c. did not enable his executor to sell lands to pay debts; praying for liberty of this Assembly to sell so much of the real estate of the said Dudley as will pay the aforesaid sum of £104 14*s.* 9*d.* lawful money with the incident charges of sale &c.: Resolved by this Assembly, that the said Benjamin Kent, executor aforesaid, have liberty, and liberty is hereby granted him, to sell so much of the real estate of the said Dudley deceased as will amount to the aforesaid sum of £104 14*s.* 9*d.* lawful money with the incident charges of sale; said Benjamin taking the direction of the court of probate for the district of Hartford therein.

Upon the memorial of Samuel Tinker and others, inhabitants in the towns of New London and Lyme, dated the 10th day of April, A. D. 1768, and preferred to this Assembly, representing that they live remote from any meeting-house for divine service and are in a great measure destitute of the priviledges of the gospel; praying that they may be made and constituted a distinct ecclesiastical society within certain boundaries and lines therein described, and that a committee may be appointed to view their circumstances &c. and make report &c., as per memorial on file: Resolved by this Assembly, that Joshua West, Esq^{r}, of Lebanon, Capt. Richard Hide of Norwich and Mr. Nathaniel Brown of Preston be, and they are hereby appointed, a committee to repair to said place described for a new society and notific all parties concerned and examine into all matters in said memorial contained and all other the affairs that may be relative thereto, and make report to this Assembly in October next, whether in their opinion it be expedient that a new ecclesiastical society be made as prayed for, or within any other lines or boundaries different from those described in said memorial.

Upon the memorial of Turner Minor of New London, executor to the last will and testament of Jesse Minor late of said New London, deceased, which said Jesse in his life time and at his death was the only surviving executor to the last will and testament of Capt. Simon Smith late of said New London, deceased, representing to this Assembly that upon the death of said Jesse Minor the executorship of Capt. Smith's estate devolving upon him he proceeded to compleat

the same and exhibited an account of debts which remained unpaid and due from the estate of said Simon deceased, amounting to the sum of £62 12*s*. 8*d*. for the payment [342] whereof no provision || has been made, neither is there anything but the real estate of said Simon to satisfie the same; praying for liberty to sell so much of the real estate of said Simon Smith, deceased, as to raise said sum of £62 12*s*. 8*d*. lawful money &c., as per memorial on file: Resolved by this Assembly, that said Turner Minor have liberty, and liberty and authority is hereby granted him, to sell so much of the real estate of said Simon Smith, deceased, as to raise said sum of £62 12*s*. 8*d*. with contingent charges of sale arising thereon; taking the direction of the court of probate for the district of New London therein.

Upon the memorial of David Mallet and John Mallet junr of Stratford, shewing to this Assembly that the said John Mallet had been convicted of the crime of making and passing counterfeit bills of public credit before the superior court held at Fairfield on the last Tuesday save one of February last and had sentence executed upon him accordingly, and that he is now confined in the common gaol in said Fairfield in consequence of said judgment; praying to be released from said confinement and that he, the said John, may be allowed to go about his business at large, for the reasons in said memorial mentioned and set forth: Resolved by this Assembly, that the said John Mallet junr be released, and he is hereby ordered to be released and discharged from his said confinement and imprisonment, and is allowed and permitted to go at large about his lawful business.

Upon the memorial of James Mumford and John Richards, both of New London in the county of New London, administrators (*cum testamento annexo*) on the estate of Thomas Mumford late of Groton, deceased, representing to this Assembly that the debts &c. due from said estate surmount the personal estate of said deceased the sum of £934 12*s*. 8½*d*. lawful money; praying for liberty to sell so much of the real estate of said deceased as to raise said sum &c., as per memorial on file: Resolved by this Assembly, that said James Mumford and John Richards, administrators aforesaid, have liberty, and liberty and authority is hereby granted them to sell so much of the real estate of said deceased as to raise said sum of £934 12*s*. 8½*d*. lawful money with contingent charges arising thereon; taking the direction of said court of probate for the district of New London therein.

Upon the memorial of Lucy Colefox, administratrix on the estate of Capt. George Colefox late of Newlondon, deceased, shewing to this Assembly that the debts due from the estate of said deceased with necessary allowances for the support of the widow and family surmount the personal estate of said deceased the sum of £200 11*s.* 8½*d.*; praying this Assembly for liberty to sell so much of the real estate of said deceased as will raise said sum with incident charges arising thereon: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted her, to sell so much of the real estate of said deceased as will raise said sum of £200 11*s.* 8½*d.* with the incident charges arising on the sale thereof; taking the direction of the court of probate in the district of Newlondon therein.

Upon the memorial of Daniel Smith and Dorothy Smith both of Newlondon, administrators on the estate of Simon Smith late of Newlondon, deceased, representing to this Assembly that there still remains due from said estate the sum of £71 9*s.* 8½*d.* lawful money, as allowed by the court of probate for the district of Newlondon, for the payment of which they have no personal estate in their hands, therefore praying this Assembly that they may have liberty to sell so much of the real estate of said deceased as to pay said debts with contingent charges that may arise thereon, as per memorial on file: Resolved by this Assembly, that the memorialists have liberty, and liberty and authority is hereby granted them, to make sale of so much of the real estate of said deceased as shall be sufficient to raise said sum with contingent charges arising thereon; taking the direction of the said court of probates therein.

Upon the memorial of Samuel Selden and others, owners and proprietors of the lands adjoining to a place called Selden's Cove in Lyme, shewing to this Assembly that they [343] ‖ are disabled by law to use and improve the fishery in said cove and the creek leading thereto, whereby great advantages to the public are lost &c.; praying for a committee to view said cove and creek and the circumstances of said fishery at the cost of the memorialists, and report to the Assembly in October next, as per memorial on file: Resolved by this Assembly, that Seth Wetmore, Esq^{r}, of Middletown, John Phelps, Esq^{r}, and Mr. Samuel Fyler of Hebron, be a committee to repair to said cove and creek, notifie all persons interested in the lands adjoining thereto, view the circumstances of said fishery, and report to this Assembly in October next, with their opinion thereon; all at the cost of the memorialists.

Upon the memorial of Elisha Marvin, of Lyme in Newlondon county, administrator on the estate of Duncan McIntosh, late of said Lyme, now deceased, representing to this Assembly that the debts due from said estate surmount the personal estate of the said deceased the sum of £64 7*s*. 2*d*., praying this Assembly to grant to him the liberty to sell and dispose of so much of the real estate of said deceased as shall be sufficient to raise said sum with the incident charges arising on such sale, as per said memorial on file: Resolved by this Assembly, that said administrator have liberty, and liberty is hereby granted to him, to make sale of so much of the real estate of said deceased as shall be sufficient to raise said sum of £64 7*s*. 2*d*. with the incident charges arising on such sale; taking the directions of the court of probate for the district of Newlondon therein.

Upon the memorial of Mary Kendal, administratrix on the estate of Capt. Joshua Kendal late of Ashford in the county of Windham, deceased, shewing to this Assembly that the debts due from the estate of said deceased surmount the personal or moveable inventoried estate of the said deceased the sum of £53 6*s*. 3½*d*. lawful money, and praying for liberty to sell so much of the real estate of said deceased as to raise said sum of £53 6*s*. 3½*d*.: Resolved by this Assembly, that the said Mary Kendal have liberty, and liberty and authority is hereby given her, to sell so much of the real estate of the said Joshua Kendal deceased as to raise the said sum of fifty-three pounds six shillings and three pence half-penny, lawful money, with the incident charges arising on such sale; taking the direction of the court of probate in the district of Pomfret therein.

Upon the memorial of Anna Harris of Plainfield, administratrix on the estate of Daniel Harris late of said Plainfield, deceased, shewing to this Assembly that the said administratrix has exhibited into the court of probate for the district of Plainfield sundry debts due from said estate to the amount of £11 2*s*. 2*d*. lawful money, all which debts were exhibited to said court since the said administratrix obtained liberty at the General Assembly holden at Hartford on the 2d Thursday of May, 1765, to sell so much of the real estate as to pay the sum of £55 10*s*. 0*d*.: Resolved by this Assembly, that the said Anna Harris, administratrix on the estate of said deceased, have liberty, and that she is hereby impowered, to sell so much of the real estate of said deceased as to pay the said sum of £11 2*s*. 2*d*. lawful money, with the

necessary charges arising thereon; taking the advice of the court of probate for the district of Plainfield therein.

Upon the memorial of Stiles Stephens of Killingworth, administrator on the intestate estate of Ebenezer Stephens late of said Killingworth, deceased, shewing to this Assembly that the said intestate estate by inventory amounts to five pounds lawful money, and consists of ten acres of land only, and that the charges of administration on said estate exhibited and allowed in the court of probate for the district of Guilford amounts to £2 6*d*. 0*s*. lawful money, and praying for liberty to sell so much of said estate as to raise said sum of £2 6*s*. 0*d*. with incident charges &c., as per memorial on file: Resolved by this Assembly, that the memorialist have liberty and he is hereby fully impowered, to sell so much of said estate as will raise said sum of £2 6*s*. 0*d*. lawful money with the incident charges arising on such sale; taking the direction of the court of probate for the district of Guilford therein.

Upon the memorial of Benjamin Hart of Guilford, conservator of the person and estate of Lydia Bishop of Guilford, representing to this Assembly that the charge of keeping and supporting the said Lydia from April, 1767, till the 7th of April, 1768, amounts to £11 15*s*. 0*d*., and that the rent of [344] ‖ the land of said Lydia the last year amounts to £1 18*s*. 6*d*., so that the balance in favour of said conservator is £9 16*s*. 6*d*., and praying for liberty to sell so much of the real estate of said Lydia as may raise said sum of £9 16*s*. 6*d*. with the incident charges &c., as per memorial on file: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted to him, to sell so much of the real estate of said Lydia as will raise the sum of £9 16*s*. 6*d*. lawful money, with the incident charges on such sale.

Upon the memorial of William Stanly of Hartford, shewing that upon the death of Nathaniel Stanly, Esq^r^, former Treasurer of this Colony, the whole contents of the treasury of this Colony fell into his hands and so continued until by him delivered over by way of auditors into the hands of the present Treasurer, and that the memorialist had not received any reward for his time and expence in attending that business: Resolved by this Assembly, that the memorialist shall receive out of the treasury of this Colony the sum of ten pounds as a reward for his service and expence aforesaid, and the Treasurer is hereby ordered to pay the same accordingly.

Upon the memorial of Jacob Eliot, of Lebanon in the county and district of Windham, executor of the last will and testament of the Rev. Jacob Eliot, late of said Lebanon, deceased, representing that the debts due from the estate of said deceased which are allowed by the court of probate for said district surmount the inventoried moveable estate of said deceased the sum of £144 9*s*. 2*d*. lawful money, and that no provision is made in said last will for the sale of any of his, said deceased's, real estate for the payment of debts, and praying for liberty and authority to make sale of so much of said real estate as will raise the sum aforesaid with the incident charges &c., as per memorial on file: Resolved by this Assembly, that the said Jacob Eliot, the executor as aforesaid, be and he is hereby authorized and impowered to make sale of so much of the real estate of said deceased as will raise said sum of £144 9*s*. 2*d*. lawful money, for the payment of said debts, together with the incident charges of such sale; taking the direction of the court of probate for the district of Windham therein.

Upon the memorial of Joseph Mackal and Abraham Loomiss, administrators on the estate of Ezekiel Loomiss, late of Lebanon in the district of Windham, deceased, representing to this Assembly that the debts due from the estate of said deceased allowed by the court of probate for said district surmount the inventoried moveable estate of said deceased the sum of £71 2*s*. 7*d*. lawful money, which they have nothing in their hands to pay, and praying for liberty and authority to sell so much of the real estate of said deceased as to raise the sum aforesaid &c., as per memorial on file: Resolved by this Assembly, that the said administrators be and they are hereby authorized and impowered to make sale of so much of the real estate of said deceased as will raise said sum of £71 2*s*. 7*d*. lawful money with the incident charges of such sale; taking the direction of the court of probate for the district of Windham therein

On the memorial of Ezra Baldwin, of Durham in said Colony, administrator on the estate of David Arnold late of said Durham, deceased, shewing to this Assembly that the debts and charges due from the estate of David Arnold late of said Durham, deceased, surmount the moveable estate of said deceased the sum of £4 18 8 lawful money, and thereupon praying for liberty to sell real estate &c.: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted him, to sell so much of the real estate of said deceased as will procure the aforesaid

sum of £4 18 8 together with the incident charges arising on such sale; taking the direction of the court of probate for the district of Midletown therein.

Upon the memorial of Samuel Wadsworth and others, proprietors of the north meadow in the town of Hartford, shewing to this Assembly that the road or cart-way from the [345] ‖ south end of said meadow by the bridge up north thrô said meadow about three miles to Windsor line &c., which cart-road having never been laid out and recorded so that its width is ascertained, and that it is necessary that said road be kept so wide as that teams can pass and repass each other, and that by encroachments said road is so narrowed that it is rendered almost useless; praying for a committee to go and view the circumstances of said cart-way and meadow, to fix and ascertain the width of said road by meets and bounds, and make report of their doings thereon, as per memorial &c.: Resolved by this Assembly, that a committee be appointed as prayed for; and Thos. Hosmer, Esq^r, Messrs. John Whitman and Benjamin Colton are hereby appointed a committee, to go hear all parties concerned, view the circumstances and necessity of said cart-road, and to ascertain by meets and bounds the width of said cart-road thrô said meadow, and make return of their doings therein.

Upon the memorial of Daniel Sturgis and Daniel Sturgis 3d, of Fairfield, shewing to this Assembly that the said Daniel the younger had been charged with counterfeiting bills of public credit &c. and been bound over to the superior court held at Fairfield on the last Tuesday save one in August last in a bond of five hundred pounds lawful money to answer to said charge, at which court he made default of appearance, and so the said bond is become forfeit; praying to have the same abated, for the reasons in said memorial mentioned, as by the memorial on file: Resolved by this Assembly, that the said bond of recognizance be abated down to the sum of one hundred pounds money aforesaid, exclusive of the costs taxed against the said Daniel 3d, and the same is hereby directed to be cancelled and no ways prosecuted or enforced upon the payment by the petitioner of the said sum of one hundred pounds and the cost aforesaid.

Upon the memorial of Isaac Bidwell of Farmington, shewing to this Assembly that he was instrumental in detecting and bringing to justice one Timothy Burbanks before the superior court held at Hartford last September, for counterfeiting and uttering base and counterfeit dollars &c.; praying for a premium to be allowed him out of the Colony

treasury by this Assembly for his good service done to the public therein &c., as per memorial: Resolved by this Assembly, that a premium of four pounds lawful money be paid to the said Isaac out of the Colony treasury, and the Treasurer of this Colony is hereby ordered to pay the memorialist four pounds lawful money out of the Colony treasury, as a premium aforesaid.

Upon the memorial of Roswel Mills, administrator on the estate of Jonah Loomiss late of Windsor in Hartford county, deceased, shewing to this Assembly that the debts due from the estate of said deceased surmount the personal or moveable inventoried estate of said deceased the sum of £220 0*s*. 0*d*. lawful money, and praying liberty to sell so much of the real estate of the said deceased as to raise said sum of £220 0*s*. 0*d*.: Resolved by this Assembly, that the said Roswell Mills have liberty, and authority is hereby given to him, to sell so much of the real estate of the said Jonah Loomiss deceased as to raise said sum of £220 0*s*. 0*d*. lawful money with the incident charges arising on such sale; taking the directions of the court of probate in the district of Hartford therein.

Upon the memorial of Timothy Goodman of Hartford, shewing to this Assembly that he hath lost in bills of this Colony the sum of five pounds one shilling including the interest arisen thereon, which were entirely consumed in his house that was burnt some time in April last; praying that he may receive out of the Colony treasury an equivalent therefor: Resolved by this Assembly, that the memorialist have liberty, and liberty is hereby granted to him, to receive out of the public treasury of this Colony the said sum of five pounds one shilling lawful money, and the Treasurer of this Colony is ordered to pay the same accordingly.

Upon the memorial of Abiel Abbot of Windsor, representing that one Timothy Burbanks of Springfield had been convicted before the superior court in September last for uttering counterfeit dollars and had broke and escaped from the common gaol in the county of Hartford where he was holden to respond &c.; that he had pursued the said Timothy upon said escape and expended the sum of £6 1*s*. 0*d*. money in endeavouring to recover him &c.: Resolved by this Assembly, that the said Abiel Abbot shall be paid the said sum of six pounds one shilling money out of the public treasury of this Colony, and the Treasurer is hereby directed to pay the same.

[346] Upon the memorial of Ichabod Robinson of Lebanon, dated the 15th day of October, 1767, presented to the General Assembly in October last, and by continuance comes to this Assembly: Resolved by this Assembly, that John Ledyard, Esq^{r}, do examine into the matters complained of in said memorial and find what sum (if any) ought to be repaid to the memorialist, and notice the Treasurer of this Colony thereof, and that the said Treasurer pay the same to the memorialist accordingly.

Upon the memorial of Elijah Wimpsey, Cornelius and Patience, Indians living at Farmington, representing to this Assembly that they have great occasion to sell and also to purchase certain lands belonging to them and certain of their neighbors, some English and some Indians; praying to be enabled to make such sales and purchases, under the direction of some suitable persons, as by the memorial on file: Resolved by this Assembly, that the memorialists have liberty, and they are hereby enabled, to make such sales and purchases by and with the allowance, direction and approbation of John Chester, Solomon Whitman and William Wadsworth, Esq^{rs}, as shall be thought needful and proper, and the same being made and done in manner aforesaid shall be held good and effectual in the law.

Whereas upon the petition of James Wauwus and others, Indian natives belonging to Farmington, against Solomon Whitman, Esq^{r}, and others of Farmington aforesaid, preferred to this Assembly in October last, praying relief with respect to certain lands lying in said Farmington claimed by said Indians, and said to be taken away from them by the petitionees, Zebulon West and Hezekiah Humphrey, Esq^{rs}, and Mr. Benjamin Payne were appointed a committee with full power to enquire into said matters of complaint and report make &c.; which committee have not been able as yet to attend said business: Resolved by this Assembly, that the powers given to said committee as also the further consideration of said petition be continued to the session of this Assembly in October next.

Upon the memorial of Mathew Hide, administrator on the estate of Daniel Baker late of Windsor in Hartford county, deceased, shewing to this Assembly that the debts due from the estate of the said deceased surmount the personal or moveable inventoried estate of said deceased the sum of £32 7*s*. 6*d*. lawful money, and praying liberty to sell so much of the real estate of the said deceased as to raise said sum of £32 7*s*. 6*d*.: Resolved by this Assembly, that the said

Mathew Hide have liberty, and authority is hereby given to him, to sell so much of the real estate of the said Daniel Baker, deceased, as will raise said sum of £32 7. 6. lawful money with the incident charges arising on such sale; taking the directions of the court of probate in the district of Stafford therein.

Upon the memorial of Jonathan Humphrey of Symsbury, shewing to this Assembly that he hath been at considerable cost and expence in pursuing after and apprehending one Asa Phelps and others concerned in making and passing false and counterfeit bills of public credit to sum of £6 13 0 lawful money; praying that the same may be paid to him out of the Colony treasury, as per memorial on file: Resolved by this Assembly, that the said Jonathan Humphrey shall have said sum of £6 13*s*. 0*d*. lawful money paid to him out of this Colony treasury, for his service aforesaid; and the Treasurer is hereby directed to pay the same accordingly.

Upon the memorial of David Wakeman, administrator on the estate of Stephen Wakeman late of Fairfield aforesaid, deceased, shewing to this Assembly that the debts exhibited against the estate of said deceased to the court of probate for the district of Fairfield and allowed by said court surmount the inventoried moveable estate of said deceased the sum of £27 3*s*. 7½*d*. lawful money; praying for liberty to sell so much of the deceased's real estate as will be sufficient to satisfie and pay said sum of £27 3*s*. 7½*d*. lawful money with the incident charges that may arise on such sale: Resolved by this Assembly, that the memorialist have liberty and he is hereby authorized and impowered, to sell so much of the real estate of said deceased as will be sufficient to satisfie and pay the aforesaid sum of £27 3*s*. 7½*d*. lawful money together with the incident charges that may arise on such sale; taking the directions of the court of probate for the district of Fairfield therein.

[347] Upon the memorial of Elias Camp, of Durham in the county of Newhaven, as he is conservator of the person and estate of Caleb Seaward of said Durham, shewing that the memorialist exhibited to the county court for the county of New Haven in April last an inventory of the estate of said Caleb Seaward, amounting to £461 11*s*. 5*d*., in lands £373 0*s*. 0*d*., and in moveables £88 11*s*. 5*d*., which was accepted by said court, and also the said conservator exhibited an account of debts due from said estate amounting to £80 1*s*. 2*d*. which was also allowed in favour of said conservator against said estate, and that the moveables of said estate is

wanting for the use of said Seaward and family and can't be sold; praying for liberty for him or some other person to make sale of so much of the land or real estate of said Caleb Seaward as will amount to the said sum of £80 1*s*. 2*d*. to discharge said debts together with the incident charges on said sale, as per memorial on file: Resolved by this Assembly, that the said Elias Camp have liberty, and liberty and full power and authority is hereby granted unto him the said Elias Camp, to make sale of so much of the real estate of said Caleb Seaward as to raise the said sum of £80 1*s*. 2*d*. together with the incident charges of such sale, and make proper conveyances of such real estate to said purchaser accordingly.

Upon the memorial of Eliab Farnam and Phebe Geer late Phebe Killam, administrators on the estate of Jeptha Killam late of Preston, deceased, shewing to this Assembly that the debts and charges allowed by the court of probate surmount the personal estate of said deceased the sum of £65 1*s*. 6*d*.; praying for liberty to sell so much of the real estate of said deceased as will raise said sum and the incident charges of such sale, as per memorial on file: Resolved by this Assembly, that liberty be given, and liberty and authority is hereby given to William Witter, Esq^{r}, of said Preston, to sell so much of the real estate of said deceased as will raise said sum of £65 1 6 and the incident charges arising on such sale; taking the direction of the court of probate for the district of Norwich therein.

Upon the memorial of Joseph Hecocks, of Durham in Newhaven county, as he is conservator of the person and estate of Samuel Wilkinson of said Durham, shewing that the memorialist exhibited to the county court for the county of Newhaven in April last an account of charge for supporting said Wilkinson and taking care of his estate till said April court, amounting to £10 14*s*. 0*d*., which account was allowed in favour of said conservator &c., and the sum of the debts allowed by said court in November last is £36 15*s*. 11*d*., which added to the aforegoing sum make £47 9*s*. 11*d*. which was allowed by said court in favour of said conservator against said estate, and that the moveable estate of said Wilkinson is wanted for the use of said Wilkinson and cannot be sold; praying for liberty to him or some other meet person to make sale of so much of the lands or real estate of said Samuel Wilkinson as will amount to the aforesaid sum of £47 9*s*. 11*d*. to discharge said debts together with the incident charges of such sale, as per memorial on

file: Resolved by this Assembly, that said Joseph Hickcox have liberty, and full power and authority is hereby granted unto him the said Joseph Hickcox, to make sale of so much of the real estate of said Samuel Wilkinson as to raise said sum of £47 9*s.* 11*d.* together with the incident charges of such sale, and make proper conveyance of such real estate to such purchaser accordingly.

Upon the memorial of Abel Seeley and Samuel Baldwin, proprietors of certain lands purchased of this Colony bounded westerly on the easterly line of the township of New Fairfield, shewing to this Assembly that by an act of this Assembly held in Hartford in May, A. D. 1745, the aforesaid easterly line of said New Fairfield was ordered and directed to be run and bounded out, but that the same hath never yet been done; praying that some proper person may be appointed to run and bound out said line, as per memorial on file: Resolved by this Assembly, that Samuel Dickingson, county surveyor for Fairfield county, be and he is hereby appointed, directed and impowered to run and bound out said easterly line of the township of New Fairfield, according to the directions given in the aforesaid act of Assembly in May, 1745, at the charge of the memorialists, and to bound out said line once in every eighty rods; and his return thereof make to this Assembly at their sessions in October next.

On the memorial of John Griffin, of Newtown in the county of Fairfield, administrator on the estate of Jonathan Hubbel late of said Newtown, deceased, representing to this [348] Assembly that the real estate ‖ of said deceased amounts to the sum of £130 18*s.* 0*d.* and that the inventoried moveable estate of said deceased amounts only to the sum of £5 6 6, and that the debts due from said estate allowed by the court of probate for the district of Danbury surmount the said moveable estate of said deceased the sum of £55 8*s.* 3*d.*, and that he hath nothing in his hands wherewith to pay said debts, and thereupon praying for liberty to make sale of so much of the real estate of said deceased as shall be sufficient to pay said debts and answer all incident charges arising on such sale: It is resolved by this Assembly, that the said John Griffin, administrator on said estate, have liberty and he is hereby impowered, to make sale of so much of the real estate of said deceased as shall be sufficient for the purposes aforesaid; taking the directions of said court of probate therein.

Upon the memorial of Mary Silliman, of Fairfield in Fairfield county, executrix of the last will and testament of

Robert Silliman late of Fairfield now deceased, representing and shewing to this Assembly that the debts due from the estate of said deceased Robert, exhibited to and allowed by the court of probate for the district of Fairfield, including a small allowance of necessaries made to said Mary the widow of said deceased, surmount the inventoried moveable estate of said deceased Robert the sum of £130 11*s.* 9½*d.* lawful money, and that said deceased made no provision in his will for the payment of his debts other than out of his personal estate; praying that some proper person may be appointed to make sale of so much of the real estate of said deceased as shall be sufficient to raise said sum with the incident charges &c., as per memorial on file: Resolved by this Assembly, that the memorialist have liberty and she is hereby authorized and impowered, to sell so much of the real estate of said deceased Robert Silliman as shall be sufficient to raise said sum of £139 11*s.* 9½*d.* lawful money, and the incident charges arising on such sale; taking the direction of the court of probate in the district of Fairfield therein.

Upon the memorial of Edward Dunbar of Waterbury, shewing to this Assembly that judgment was rendered against him by the superior court held by adjournment in Newhaven in December last for forty pounds, by way of penalty for not paying certain excise monies; praying to have said penalty abated down to the sum due for excise &c., as by the memorial on file: Resolved by this Assembly, that John Whiting, Daniel Lyman and Samuel Bishop junr, Esqrs, be and they are hereby appointed a committee with power to enquire into the matters alledged in said memorial, giving notice to the plaintiff in the original action, and make report to this Assembly in October next; and execution on said judgment is hereby ordered to be staid in the mean time.

Upon the memorial of Roswell Hopkins, of Nine-Partners in Dutchess county in the Province of New York, executor of the last will and testament of Stephen Hopkins late of said Nine-Partners, deceased, shewing to this Assembly that the debts due from the estate of said deceased surmount the moveable part of said estate the sum of £637 6*s.* 3¾*d.* lawful money, and that there is no provision made in said last will for the sale of lands for the payment of said debts, and that part of the estate of said deceased is in the district of Sharon, and that there are sundry tracts of land belonging to said estate in this Colony appraised and put into the inventory of said estate at the sum of £190 16*s.* 8*d.* lawful

money, and that he has since taken administration upon that part of said estate that is in this Colony from the court of probate in the district of Sharon, to administer according to the will of the said deceased, and thereupon praying for liberty to sell the said lands that lie in this Colony, to be improved towards the payment of said debts, as per memorial on file: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted to him, to sell said lands that lie in this government and put into the inventory of said estate as aforesaid, to be improved towards the payment of the debts of said deceased; taking the direction of the court of probate in the district of Sharon therein.

Upon the memorial of John Wheatly, late of Norwich now of a place called Coase, representing to this Assembly that he being captain and pay-master of a company raised by this [349] Colony || in the late expedition against the Havanah, when he received their wages of the Colony Treasurer on the 27th day of January, A.D. 1763, he received in part for said wages an order of that date drawn by said Treasurer on Oliver Woodbridge, constable of Groton, for the sum of £260 0*s*. 0*d*. which the said Woodbridge would not accept or pay, but that afterwards some payments had been made by orders drawn by said Wheatly in favour of said soldiers on said Woodbridge that in equity may be applied and allowed on account of said order drawn by said Treasurer; praying for a committee &c., for the reasons assigned in said memorial, as per memorial on file: Resolved by this Assembly, that Doctor Daniel Lothrop, Capt. Richard Hide and Majr John Durkee, all of Norwich, be and they are hereby appointed a committee to enquire into the matters contained in said memorial and notifie said Woodbridge and any other persons that may give light in said matters, and discover as far as may be what sum or sums have been paid or discounted that ought to be allowed or applied as payment on said order drawn by the Treasurer, and what part thereof now remains unpaid; and of what they shall find with their opinion thereon to make report to the Assembly at their session in October next.

Upon the memorial of Caleb Baldwin 2d, of Newtown in the county of Fairfield, representing to this Assembly that he lives within the limits of the first society in Newtown, but that the meeting-house in Newbury is much nearer than that of Newtown, and that the road is more convenient for travelling, and also that the greater part of his farm is within said

Newbury; praying that he may be set off from the first society of Newtown and be legally annexed to the society of Newbury, as by memorial on file: Resolved by this Assembly, that said Caleb Baldwin be set off from the first society of Newtown and annexed to the society or parish of Newbury, together with his estate.

On the memorial of Nathan Hill, administrator on the estate of James Wakeman late of Fairfield in Fairfield county, deceased, shewing to this Assembly that an account of the debts hath been exhibited to and allowed by the court of probate for the district of Fairfield against the estate of said deceased amounting to the sum of £17 10*s*. 8*d*. lawful money, and that said deceased's inventoried estate consisteth of real estate only; praying for liberty to sell so much of the real estate of said deceased as will be sufficient to satisfie and pay said sum of £17 10*s*. 8*d*. lawful money with the needful charges that may arise on such sale: Resolved by this Assembly, that the memorialist have liberty and he is hereby authorized and impowered, to sell so much of said deceased's real estate as will be sufficient to satisfie and pay said sum of £17 10*s*. 8*d*. lawful money together with the incident charges that may arise on such sale; taking the directions of the court of probate for the district of Fairfield therein.

Upon the memorial of Nehemiah Botsford, administrator upon the estate of Gamaliel Botsford deceased, representing that the debts and charges due from the estate of said deceased surmount the moveable part of said deceased's estate the sum of £20 3*s*. 4*d*.; praying for liberty to sell so much of the real estate of said deceased as shall be sufficient to pay said sum, as per memorial on file appears: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted unto him, to sell so much of the real estate of said deceased as shall be sufficient to pay said sum of £20 3*s*. 4*d*. with the incident charges of such sale; taking the direction of the court of probate for the district of New Haven therein.

Upon the memorial of Mercy Downs of Newhaven, administratrix on the estate of Seth Downs deceased, representing to this Assembly that the debts due from the estate of said deceased surmount the moveable part of said estate the sum of £75 9*s*. 3*d*.; praying for liberty to sell so much of the real estate of said deceased as shall be sufficient to pay said sum together with the incident charges of such sale, as per memorial on file appears: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is

hereby granted unto her, to sell so much of the real estate of the said deceased as shall be sufficient to pay said sum of £75 9*s*. 3*d*. together with the incident charges of such sale; taking the direction of the court of probate for the district of New Haven therein.

[350] Upon the memorial of Paul Smith, administrator on the estate of Elizabeth Smith late of Newlondon, deceased, representing to this Assembly that the debts &c. due from said estate surmount the personal estate of said deceased the sum of £8 3*s*. 11*d*. lawful money; praying for liberty to sell so much of the real estate of said deceased as to raise said sum &c., as per memorial on file: Resolved by this Assembly, that said Paul Smith have liberty, and liberty and authority is hereby granted him, to sell so much of said real estate as to raise said sum of £8 3*s*. 11*d*. lawful money, together with the contingent charges arising thereon; taking the direction of the court of probate for the district of Newlondon therein.

Upon the memorial of Mary Child, administratrix on the estate of Moses Child late of Woodstock in Windham county, deceased, shewing to this Assembly that the debts due from the estate of said deceased surmounts the personal or moveable inventoried estate of said deceased the sum of £314 16*s*. 9½*d*. lawful money, and praying for liberty to sell so much of the real estate of the said deceased as to raise said sum of £314 16*s*. 9½*d*.: Resolved by this Assembly, that the said Mary Child have liberty, and liberty and authority is hereby given to her, to sell so much of the real estate of the said Moses Child, deceased, as to raise said sum of £314 16*s*. 9½*d*. lawful money, with the incident charges arising on such sale; taking the direction of the court of probate in the district of Pomfret therein.

Upon the memorial of Moses Butler and Sarah Butler, both of Hartford, administrators on the estate of Daniel Butler the 2d, late of Hartford, deceased, shewing to this Assembly that the debts and charges due from the estate of said Daniel Butler, deceased, together with such necessary household furniture which was by the court of probate set out to the widow of said deceased, surmount the moveable estate of said deceased the sum of £266 0*s*. 0*d*. lawful money; praying for liberty to make sale of so much of the real estate of the said Daniel Butler as will raise the said sum together with the incident charges of sale: Resolved by this Assembly, that the said Moses Butler and Sarah Butler be impowered, and they are hereby impowered, to make sale of so much of the real estate of the said Daniel Butler, deceased, as will procure the sum

of two hundred and sixty-six pounds, lawful money, together with the incident charges of such sale; taking the advice of the court of probate for the district of Hartford therein.

Upon the memorial of William Ellery and Eunice Ellery, both of Hartford, executors of the last will and testament of Mr. John Ellery late of said Hartford, deceased, shewing to this Assembly that the debts and charges due from the estate of the said deceased surmount the moveable estate of the said John Ellery, deceased, the sum of £641 18*s.* 4½*d.* lawful money, and that there is no provision made by the testator in his will for the payment thereof; praying for liberty to make sale of so much of the real estate of the said John Ellery as will raise the said sum together with the incident charges of sale: Resolved by this Assembly, that the said William Ellery and Eunice Ellery be impowered, and they are hereby impowered, to make sale of so much of the real estate of the said John Ellery, deceased, as will procure the said sum of six hundred and forty-one pounds eighteen shillings and four pence, lawful money, together with the incident charges of such sale; taking the advice of the court of probate for the district of Hartford therein.

Upon the memorial of Nathaniel Benedict, of Norwalk in the county of Fairfield, representing to this Assembly that he is conservator over the person and estate of Thomas Raymond of said Norwalk, a person *non compos mentis*, and that there is debt of ten pounds eleven shillings and six pence, lawful money, due from the said Thomas, and that there is no personal estate of said Thomas wherewith to pay the same, and praying for liberty and authority to make sale of the real estate of said Thomas for the payment of said debts &c.: It is resolved by this Assembly, that the said Nathaniel Benedict have liberty and authority to make sale of the real estate of said Thomas for the purpose of payment of said debt and incident charges arising on such sale, and for the purpose of defraying the future charges of his, the said Thomas's, support and maintenance; taking the directions of the county court of said county therein.

On the memorial of Samuel Wakeman jun^r^, administrator on the estate of Moses Wakeman late of Fairfield, deceased, [351] shewing to this Assembly that an additional account || of debts hath been exhibited to and allowed by the court of probate for the district of Fairfield, amounting to the sum of £30 8*s.* 4*d.* lawful money, since said administrator had liberty from this Assembly to sell so much of said deceased's real estate as was sufficient to pay so much money as said

deceased's moveable estate fell short of paying off an account of debts formerly exhibited to and allowed by said court of probate; praying for liberty to sell so much of said deceased's real estate as will be sufficient to satisfie and pay said sum of £30 8*s*. 4*d*. lawful money, with the incident charges that may arise on such sale: Resolved by this Assembly, that the memorialist have liberty, and he is hereby authorized and impowered, to sell so much of said deceased's real estate as will be sufficient to satisfie and pay said sum of £30 8*s*. 4*d*. lawful money, together with the incident charges that may arise on such sale; taking the directions of the court of probate for the district of Fairfield therein.

Upon the memorial of Ephraim Pease and others, shewing to this Assembly that it will greatly accommodate the public to have the upper ferry over Connecticut River between Enfield and Suffield moved and kept about eighty rods lower down said river than where it is now kept, to have it kept on the north side of Fresh-Water Brook against the highway, recommending Isaac Kibbee of said Enfield as a suitable person to keep said ferry: Resolved by this Assembly, that said ferry be moved and kept down said river on the north side of Fresh Water Brook, as prayed for; and the said Isaac Kibbe hath hereby granted to him the liberty and priviledge of keeping said ferry on Enfield side and taking the fare thereof under the same regulation as was fixed and established by law in the old ferry place, and that no other person shall have liberty to set up or improve any ferry in the said town of Enfield or Suffield northward of the place aforesaid, upon the said Kibbee's building a ferry-boat and convenient wharf at said landing-place. This liberty and priviledge granted to the said Isaac Kibbee, to continue during the pleasure of this Assembly.

Upon the memorial of James Bird, of Salisbury in the county of Litchfield, executor of the last will and testament of Josiah Stoddard late of said Salisbury, deceased, shewing to this Assembly that the estate of the said Josiah is indebted to the amount of £197 4*s*. 0*d*. lawful money more than the amount of the moveable estate of the said Josiah, and that there is no provision made in the said Josiah's will to pay the same; thereon praying this Assembly to grant to him, the said James Bird, power to sell so much of the real estate of the said Josiah as to pay and discharge the aforesaid sum together with the incidental charges thereon arising, as per memorial on file, dated the 17th day of May, 1768: Thereupon it is resolved by this Assembly, that the said James

Bird have full power to sell so much of the real estate of the said Josiah Stoddard, deceased, as to pay the aforesaid sum of £197 4*s*. 0*d*. lawful money, together with the incidental charges thereon arising; he taking the direction of the court of probate for the district of Sharon therein.

Upon the memorial of James Sparrow, of East Hadam in the county of Hartford, shewing to this Assembly that he was trained up in the business of husbandry only, and at the age of about twenty years was impressed into the service of this Colony in the war, in the year 1756, and for four years following was imployed in said service, and in said service contracted an ill state of health and was approaching to a confirmed consumption when he was advised by his physicians as his only cure to ride, and he hath spent much time therein, but his poverty renders him unable to pursue his physicians' prescriptions without taking up the business of a pedlar, and is under such circumstances that he cannot pay the sum required by the law of this Colony for a lycence; praying for liberty to peddle without paying said sum required by law, as per memorial on file: Resolved, that liberty be granted, and liberty is hereby granted to the said James Sparrow, to set up the business of peddling without paying anything therefor, during the pleasure of this Assembly.

Upon the memorial of Jonathan Cole and John Cole, administrators on the estate of Samuel Cole late of Norwalk in the county of Fairfield, deceased, shewing to this Assembly that the debts exhibited against the estate of said deceased to the court of probate for the district of Fairfield and allowed by said court surmount the inventoried moveable estate of said deceased the sum of £20 4*s*. 10*d*. lawful money; praying for liberty to sell so much of said deceased's real estate as will be sufficient to satisfie and pay said sum of £20 4*s*. 10*d*. lawful money, with the incident charges that may arise on [352] such sale: || Resolved by this Assembly, that the memorialists have liberty, and they are hereby authorized and impowered, to sell so much of the real estate of said deceased as will be sufficient to satisfie and pay the aforesaid sum of £20 4*s*. 10*d*. lawful money, together with the incident charges that may arise on such sale; taking the directions of the court of probate for the district of Fairfield therein.

Upon the memorial of Elizabeth Wright, administratrix on the estate of John Wright late of Killingworth, deceased, shewing to this Assembly that the debts and charges exhibited and allowed in the court of probate for the district of Guilford against the estate of said deceased with an allowance of

necessaries to the widow surmount the inventoried moveable estate of said deceased the sum of £60 19*s.* 1½*d.* lawful money, and praying for liberty to sell so much of the real estate of said deceased as to raise said sum &c., as per memorial on file: Resolved by this Assembly, that Mr. Theophilus Morgan of said Killingworth have liberty, and he is hereby fully impowered, to sell so much of the real estate of said deceased as may be sufficient to raise said sum of £60 19*s.* 1½*d.* lawful money, with the incident charges arising on such sale; taking the direction of the court of probate for the district of Guilford therein.

Upon the memorial of Deborah Dennis of Greenwich, administratrix on the estate of George Dennis late of Northcastle in the county of West Chester and Province of New York, representing to this Assembly that the debts and charges due from the estate of said deceased and allowed by the court of probate for the district of Stamford surmount the moveable estate of said deceased the sum of £144 7*s.* 9*d.* lawful money, and that she has nothing in her hands to pay the same; praying for liberty to sell land &c., as per memorial on file: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted to her, to sell so much of the real estate of said deceased as shall be sufficient to pay the said sum of £144 7*s.* 9*d.* and the incident charges arising thereon; taking the direction of the court of probate for the district of Stamford therein.

Upon the memorial of Thomas Hill, of Fairfield in Fairfield county, shewing to this Assembly that at the General Assembly held at Newhaven on the 2d Thursday of October, A. D. 1763, he was appointed guardian over the persons and estate of Tom Sherman and others, the Golden Hill Indians so called, living at a place called Golden Hill in Stratford in said county; praying to be released from said guardianship and that some other person may be appointed in his stead, as per memorial on file: Resolved by this Assembly, that said memorialist be and is hereby released from his said guardianship, and that Daniel Morriss of said Fairfield be and he is hereby constituted and appointed guardian over the persons and estates of said Indians in the room and stead of said Thomas Hill; and that said Morriss shall and do annually hereafter render his account of the use, profit and improvement of said Indians' estates and of his disbursements for the use and benefit of said Indians to the court of probate for the district of Fairfield on the first Monday of June annually,

to be by said court of probate examined, approved of and recorded in the office of the clerk of said court.

Upon the memorial of the selectmen of the town of Newhaven, representing that for idleness, mismanagement and bad husbandry, pursuant to a statute of this Colony, they had taken into their care Joseph Potter of said Newhaven and his estate, and that said Potter being in debt to several persons to the amount of £29 15*s.* 9*d.* and there being no personal estate of said Potter to pay said sum, praying for liberty to sell so much of the real estate of said Potter as shall be sufficient to pay said sum &c., as per memorial on file appears: Resolved by this Assembly, that the memorialists have liberty, and liberty and authority is hereby granted unto the memorialists, to sell so much of the real estate of said Potter as shall be sufficient to pay said sum of £29 15*s.* 9*d.* with the incident charge of such sale.

Upon the memorial of Silas Loomiss of Weathersfield, shewing that in the year 1758, one gun, cartridge-box and belt were taken and impressed from him by lawful authority for the service of his Majesty in the late war, and that he has never been able to obtain any pay therefor; praying to be paid out of the Colony treasury, which is granted by this Assembly: It is thereupon ordered, that the Treasurer of this Colony pay to said Loomiss in satisfaction for said gun &c. the sum of fifty-nine shillings lawful money, with the lawful interest of said sum from the expiration of one year next after the taking said gun and other articles for the use aforesaid.

[353] Upon the memorial of Hezekiah Fitch, of Fairfield in Fairfield county, sheriff of said county, representing to this Assembly that on the 15th day of February last past Seth Porter, of Stratford in said county, being confined in Fairfield county gaol on a complaint against him for counterfeiting the bills of public credit of the Province of New York, the memorialist on the request of said Seth delivered him to bail on the 15th day of February aforesaid to John Porter and Thomas Porter, both of said Stratford, on their bond of £1000 0*s.* 0*d.* lawful money, payable to the memorialist, conditioned for the appearance of said Seth before the superior court to be held in said Fairfield on the last Tuesday save one of February aforesaid, at which court said Seth being of said crime indited refused to appear, and thereupon said court did amerce the memorialist in the sum of £300 0*s.* 0*d.* lawful money, and that the memorialist is still by law liable to be further amerced on account of said Seth; praying for re-

lief &c., as per memorial on file: Resolved by this Assembly, that on the memorialist's paying into the Colony treasury the sum of two hundred and twenty-five pounds lawful money, and the cost allowed and taxed against the said Seth Porter, he, the memorialist, shall be and he is hereby released, ex onerated and discharged from said amercement and from all further amercements that he is by law exposed to be amerced on account of said Seth Porter by said superior court.

On the memorial of Mary Lyon, administratrix on the estate of Peter Lyon late of Fairfield, deceased, shewing to this Assembly that the debts exhibited against the estate of said deceased to the court of probate for the district of Fairfield and allowed by said court, together with a small allowance for necessaries made to the widow of said deceased, surmount the inventoried moveable estate of said deceased the sum of £82 2*s*. 2¾*d*. lawful money; praying for liberty to sell so much of the real estate of said deceased as will be sufficient to pay and satisfie said sum of £82 2*s*. 2¾*d*. lawful money, with the incident charges that may arise on such sale: Resolved by this Assembly, that the memorialist have liberty and she is hereby authorized and impowered, to sell so much of the real estate of said deceased as will be sufficient to pay and satisfie the aforesaid sum of £82 2*s*. 2¾*d*. lawful money, together with the incident charges that may arise on such sale; taking the directions of the court of probate for the district of Fairfield therein.

Upon the memorial of Daniel Sloper, executor of the last will and testament of Robert Sloper late of Farmington in the county of Hartford, deceased, shewing to this Assembly that the debts exhibited against the estate of the said deceased to the court of probate for the district of Hartford and allowed by said court surmount the inventoried moveable estate of said deceased the sum of £25 2*s*. 9¾*d*. lawful money; praying for liberty to sell so much of said deceased's real estate as will be sufficient to satisfie and pay said sum of £25 2*s*. 9¾*d*. lawful money, with the incident charges that may arise on said sale: Resolved by this Assembly, that the memorialist have liberty, and he is hereby authorized and impowered, to sell so much of the real estate of the said deceased as will be sufficient to satisfie and pay the aforesaid sum of £25 2*s*. 9¾*d*. lawful money, together with the incident charges that may arise on such sale; taking the direction of the court of probate for the district of Hartford therein.

Upon the memorial of William Spooner, Peleg Sturdevant, Perez Sturdevant, Ebenezer Peck, of the first society of Kent

in the county of Litchfield, shewing to this Assembly that their situation from the meeting-house in the first society is more than four miles distant, and the traveling bad and difficult, and that they live within three miles of the meeting-house in the parish of East Greenwich in said town of Kent, and that both said societies are willing that they should be released from said first society and annexed to said parish of East Greenwich; praying this Assembly that they, the said William Spooner &c., with their families and estate may be set off from said first society of Kent and annexed to said society of East Greenwich &c., as by said memorial on file appears: Resolved by this Assembly, that the said William Spooner, Peleg Sturdevant, Perez Sturdevant and Ebenezer Peck, with their families and estates, be and they are hereby released and set off from said first society of Kent and annexed to said parish of said East Greenwich, and shall be and belong to said society of East Greenwich.

Whereas the General Assembly at their sessions at New Haven on the 2d Thursday of October, 1767, upon the memorial of Thomas Day, David Forster, Thomas Pardey, and others, inhabitants in the easterly part of the town of Sharon, praying that they may be made and constituted a distinct ecclesiastical society &c., as per memorial on file, it was at said October session resolved, that Jabez Hamlin, William Pitkin jun^{r}, and Joseph Spencer, Esq^{s}, should be and they were by said Assembly appointed a committee to repair [354] to said town of Sharon, view and consider || the circumstances of said town &c., the expediency of a new society in said town and of a line of division that may be proper for such society, and their report make to said Assembly at their sessions in May then next, which said committee have not been able to attend upon said service, and said Joseph Spencer and Jabez Hamlin, Esq^{s}, now declining said service: Resolved by this Assembly, that the said William Pitkin jun^{r}, Esq^{r}, be reappointed, and he together with Shubael Conant and Erastus Wolcott, Esq^{s}, are hereby appointed a committee for the purposes aforesaid, and their report make to this Assembly at their sessions in October next.

Upon the memorial of William Kelsey, of Saybrook in New London county, shewing to this Assembly that he was constable of said Saybrook for A.D. 1767, and had put into his hands an execution to levie according to law in favour of Joseph Chatfield of Killingworth in said county, against Noah Scovel of said Saybrook, on a judgment recovered by default before the county court, holden at Norwich in said

county, on the 4th Tuesday of November, A.D. 1766, which execution was granted out by said court in common form and directed to the sheriff of said county, his deputy, or constable of said Saybrook, dated 27th of June, A. D. 1767, demanding for debt and cost, besides officers' fees, £37 4*s*. 7*d*. lawful money, and that on the 8th of July, A.D. 1767, he levied such execution on certain lands of said Scovel in said Saybrook, amounting to £17 2*s*. 6*d*., which he caused to be apprized according to law and endorsed the same on said execution, and on the 10th of said July delivered said execution to the town-clerk of said town of Saybrook, who entered the same on the records of said town according to law, and that the memorialist within ten days after said 10th of July applied to said town-clerk for said execution in order to return the same, but said execution was casually lost and has not been since found, by which he was prevented from returning said execution, and that nothing has ever been paid thereon except by said endorsement, and that before the service of the writ on which said judgment was rendered and said execution was granted said Scovel had absconded out of this Colony and has never returned; as per memorial on file; praying this Assembly to order and decree that the attested copy of said town records of said execution and endorsement (with said memorial exhibited) being transmitted to the clerk of said county court and entered on the county records shall be valid and set said judgment in the same state that it would have been if said execution had been returned into said county-clerk's office and had been there recorded &c.: Resolved by this Assembly, that the said copies of said execution and endorsement from said town records being transmitted to and entered on the records of said county shall be valid in law, and set said judgment in the same state that it would have been if said execution with said endorsement thereon had been seasonably returned into said county clerk's office and had been there recorded; and the clerk is hereby ordered and directed to receive and record the same.

Upon the memorial of Benjamin Curtiss junr and Abijah Curtiss, administrators on the estate of Abel Curtiss late of Newtown in the County of Fairfield, deceased, shewing to this Assembly that the debts due from said estate, as allowed by the court of probate for the district of Danbury, surmount the movable estate of said deceased the sum of £19 12*s*. 4½*d*. lawful money; praying for liberty to sell land &c., as per memorial on file: Resolved by this Assembly, that

the memorialists have liberty, and liberty and authority is hereby granted to them, to sell so much of the real estate of the said deceased as shall be sufficient to pay and satisfie said sum of £19 12*s*. 4½*d*. lawful money, with the incident charges arising thereon; taking the directions of the court of probate in the district of Danbury therein.

Upon the memorial of William Cadey jun^{r} and Jeremiah Cadey, administrators on the estate of William Williams late of Plainfield, deceased, shewing to this Assembly that they at the General Assembly holden at New Haven on the 2d Thursday of October, 1767, obtained liberty to sell so much of the real estate of said deceased as to pay the sum of £104 13*s*. 9*d*. lawful money, to pay the debts due from said estate, which sum was then all that appeared to be due from said estate, and that since said administrators obtained liberty as aforesaid there has been exhibited to the court of probate for the district of Plainfield debts due from said [355] estate to the amount of £59 4*s*. 7*d*. lawful money; || praying to this Assembly for liberty to sell so much of the real estate of the said deceased that is yet unsold as to pay the said sum of £59 4*s*. 7*d*. lawful money, with the incident charges arising by such sale: Resolved by this Assembly, that the said memorialists have liberty, and liberty is hereby granted and they are hereby impowered, to sell so much of the real estate of the said deceased as to pay the sum of £59 4. 7. lawful money, with the incident charges arising thereon; taking the advice of the court of probate for the district of Plainfield therein.

On the petition of Phineas Minor, of Stonington in the county of New London, *vs*. Nathaniel Eells and Edward Eells of said Stonington, dated May 3d, 1768, as on file: The question was put, whether the pleas offered by the respondents in abatement of said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative.

On the petition of Paul Wheeler, Esq^{r}, and Joseph Page, both of Stonington in the county of New London, and John Richards of Newlondon in said county, (trustees to the estate and effects of Mathew Stewart of said Newlondon, an insolvent debtor,) *vs*. William Stewart of Newlondon aforesaid, dated April 22d, 1768, as on file: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative. *Cost allowed respondent is* £1 11*s*. 10*d*. *lawful money. Ex. granted July* 11*th*, 1768.

On the petition of Asahel Holcomb, of the society of Turky Hills in Symsbury in the county of Hartford, and the rest of the inhabitants of said society, *vs.* Nehemiah Strong (clerk) late of said Symsbury now of Hatfield in the county of Hampshire and Province of the Massachusets Bay, dated April 22d, 1768, as on file: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative. *Cost allowed respondent is* £2 13*s.* 8*d.* *Ex. granted May* 30*th*, 1768.

On the petition of Stone Mills, of Windsor in the county of Hartford, *vs.* Ephraim Root, of Coventry in the county of Windham, dated April 21st, 1768, as on file: The question was put, whether there is error in the judgment complained of &c.: Resolved by this Assembly in the negative. *Cost allowed respondent is* £2 6*s.* 8*d.* *L. money.* *Ex. granted June* 10*th*, 1768.

On the petition of Titus Cook, of Wallingford in the county of New Haven, *vs.* Jonathan Mix, of New Haven in the county aforesaid, dated May 5th, 1768, as on file: The question was put, whether the objections offered in bar of said petition are sufficient to dismiss the same &c.: Resolved by this Assembly in the affirmative.

On the petition of Thomas Marshal, of Torrington in the county of Litchfield, *vs.* Elizabeth Marshal of said Torrington, dated April 27th, 1768, as on file: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative.

On the petition of Elnathan Smith, of Granville in the Province of the Massachusets Bay, *vs.* Caleb Austin, of Suffield in the county of Hartford, dated March 9th, 1768, as on file: The question was put, whether the prayer of this petition should be granted: Resolved by this Assembly in the negative.

On the petition of Samuel Sandford junr, of Milford in the county of New Haven, executor of the last will and testament of Samuel Sandford junr late of said Milford, deceased, *vs.* Edward Allen, Joel Baldwin, John Sandford and Andrew Sandford, all of Milford aforesaid, dated March 23d, 1768, as on file: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative.

On the petition of Joseph Webb, Sarah Webb, Samuel Webb, Mehitabel Webb, John Webb and Abigail Webb, all of Weathersfield in the county of Hartford, minor children

and heirs of Joseph Webb, and also of Mehitabel Webb *alias* [356] Dean, late of said Weathersfield, and Jesse Dean ‖ of said Weathersfield, another minor child and heir of the said deceased Mehitabel, which minors, Joseph, Sarah, Mehitabel, John, Abigail and Jesse, petition by Silas Dean of said Weathersfield, their guardian, and the minor Samuel by Titus Hosmer of Midletown in said county, *vs.* Samuel Tozer, of Colchester in the county of Hartford, and Silas Dean of Weathersfield aforesaid, dated December 21st, 1767, as on file: The question was put, whether the pleas offered by the respondents in abatement of the said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative. *Cost allowed respondents is* £1 15 6. *Ex. granted June* 10*th*, 1768.

On the petition of Jared Lee, James Judd, Elijah Porter and James Wadsworth, all of Farmington in the county of Hartford and selectmen for said town, and the rest of the inhabitants of said town of Farmington, *vs.* Roger Hooker and Thomas Hart Hooker, both of said Farmington, dated May 2d, 1768, as on file: The question was put, whether anything prayed for in said petition should be granted: Resolved by this Assembly in the negative.

Cost allowed to Gershom Breed, of Norwich in the county of New London, for his attendance &c. to answer the petition of Paul Pelton, of Groton in the county aforesaid, preferred to this Assembly, dated May 3d, 1768, which petition the said Paul Pelton (being publicly called) did not appear to prosecute, is £4 2*s.* 0*d.* lawful money. *Ex. granted June* 8*th*, 1768.

An Act for laying and collecting a Duty on Goods and Merchandize brought in for Sale by Persons not Inhabitants of this Colony.

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That there shall be paid a duty of five pounds for every hundred pounds worth of goods, wares and merchandize, (except lumber,) brought into this Colony, either by water or land carriage, by all and every person and persons, who are not inhabitants within the same. The value of which goods, wares and merchandize, at the place or port from whence they shall be brought, shall be esteemed and allowed to be the value thereof, and the said duties shall be paid accordingly at the rate aforesaid for a greater or lesser quantity.

And, that the said duties hereby laid may be effectually collected and paid,

Be it further enacted by the authority aforesaid, That the collectors chosen to collect the country rate shall for the current year in their several respective towns collect and receive

all such duties as shall become due and payable by virtue of this act.

That all and every person or persons not being inhabitants of this Colony, who shall bring in by water or land carriage any goods, wares or merchandize for sale, shall within three days next after such importation or bringing into this Colony, before breaking bulk and before any sale or disposition thereof made, or of any parcel thereof, deliver to such collector a manifest under his or their hands containing a true account of the quantity and value of such goods, and shall make oath of the truth thereof before some Assistant or justice of the peace; at which time the importer or owner of such goods shall give a bond with a good surety to the Treasurer of this Colony for the payment of the duties laid by this act, to be paid in three months at furthest from that time. And in case any part of said goods unsold shall be exported or carried out of this Colony within said three months, the importer or owner, on making proof thereof by his own oath or other credible witness, shall be allowed out of his said bond at the rate of five *per cent.* for such goods so carried or transported out as aforesaid.

That if any person or persons shall neglect or refuse to conform to this act by not giving a manifest or attesting thereto when required, or in not paying said duties or giving security according to the directions in this act contained, all such goods, wares and merchandize, by him or them so imported or brought into this Colony, shall be forfeited, one half to the Colony Treasurer for the use of the government, and the other half to him or them who shall inform thereof and prosecute the same to effect.

[357] That the said goods, wares or merchandize, or any part thereof, may be accordingly seized by such collector or by warrant from any one Assistant or justice of the peace, and on information made to any court, assistant or justice of the peace proper to try the same. And when the same cannot be seized as aforesaid, the said court, Assistant or justice of the peace may proceed to hear and determine the cause, and give judgment therein either for the forfeiture of such goods, wares and merchandize as shall be so seized, and order the same to be sold for the purposes aforesaid: or in case there be no seizure, then judgment shall be given for the forfeiture of the value thereof against such person or persons who imported the same contrary to the intent and meaning of this act, and award execution thereon accordingly: In

the tryal whereof the burthen of proof respecting the conformity to this act shall lie on the importer or claimer.

That where securities or bonds are taken for such duties as aforesaid and the money not paid by the time it becomes due, the collector to whom such bond or security was delivered is hereby authorized and fully impowered and directed, to put the same in suit; and he is hereby authorized to appear and prosecute the same to all intents and purposes, for the recovery thereof; and to recover all forfeitures which shall become due to the Treasurer of this Colony by virtue of this act, within the respective towns for which they are appointed, and shall annually account to said Treasurer therefor, or on neglect thereof the Treasurer shall give information thereof to the King's Attorney in the county where such collector dwells, who shall thereupon sue such negligent collector to account.

And be it further enacted by the authority aforesaid, That each town in this Colony shall hereafter annually appoint a collector for the purpose aforesaid, and every town shall be responsible for the ability and fidelity of their respective collectors in discharge of this trust. And the said collectors shall be sworn to the faithful discharge of their duty herein, and shall have a reward of ten *per cent.* for their service, on all monies by them collected and paid into the Colony treasury as aforesaid.

An Act in Addition to and Alteration of an Act entituled An Act for the Direction of Listers in their Office and Duty.

Whereas it is found inconvenient in many of the large towns of this Colony, that they by law are restrained from choosing more than nine listers: Which to remedy and prevent,

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That every town in this Colony shall have liberty at their annual meeting in December, to choose such number of listers as they shall judge necessary and convenient; any law, usage or custom to the contrary notwithstanding.

An Act for reviving and continuing a Law of this Colony made and passed in May one thousand seven hundred and sixty-one, entituled An Act in further Addition to the Law entituled An Act providing in Case of Sickness.

Whereas it was enacted by this Assembly at the session in May last, that the aforesaid act should continue and be in force until the rising of this Assembly, and no longer,

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That the said act be revived, and the same is hereby revived

and shall continue and be in force until the rising of the General Assembly of this Colony in May next.

An Act appointing a Brand for Horses in the Town of Hartland.

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That the brand for the branding of horses and all horsekind in the town of Hartland shall be this figure, *viz:* ∩.

[358] An Act appointing a Brand for Horses in the Town of Redding.

It is ordered and enacted by this Assembly, That the brand for horses in the town of Redding shall be the letter R.

An Act appointing a Brand for Horses in the Town of Chatham.

It is ordered and enacted by this Assembly, That the brand for horses for the town of Chatham shall be the following letters or figure, *viz:* CH.

Ordered by this Assembly, That there be printed at the charge of this Colony eleven hundred books containing all the acts and laws of this government which have been enacted and passed since the revising and printing said Colony laws in the year 1750; to be disposed in the following manner, *viz:* two for the use of the General Assembly at Hartford, two for the use of said Assembly at Newhaven, to be kept for their service by the sheriffs of the counties of Hartford and New Haven, one to his Honour the Governor, one to his Honour the Deputy Governor; and for the use of the superior and county courts in this Colony one at each place appointed by law for holding the same, to be kept for their service by the clerks of said county courts in the respective counties; and the remainder to be divided to the several towns in this Colony, according to their lists given in to this Assembly in October last.

This Assembly do appoint John Ledyard, John Lawrence, Elihu Chauncey, Samuel Holden Parsons, David Burr, William Williams and Benjamin Stiles, Esq^{rs}, or any three of them, Auditors to settle and adjust the Colony accounts with the Treasurer of this Colony, and also with all others who have received any of the monies that belong to this Colony and have not settled or accounted for the same. And said auditors are hereby directed and instructed, that no abatements are to be allowed but only such where it is certified that the persons named therein were unable to pay on or before the first of July next, and might safely take the oath appointed for poor prisoners; and that the entries made by the auditors in 1757 and 1762 ought to be considered as good evidence of debt against the Treasurer where no mistake can be shown, althô no receipt can be now produced to sup-

port such charge. And where said auditors shall find orders drawn on the treasury where the said auditors shall judge the services for which they were drawn were not payable out of the Colony treasury they shall allow the same to the Treasurer and report the same to the Assembly. And that those securities which remain in the treasury for monies lent out of the Colony treasury by order of the Assembly are to be allowed as credit to the Treasurer. And that the Treasurer's entries of money received are to be the rule of certainty, unless other evidence can be produced to control or correct the same. And the said auditors are to proceed as soon as may be to settle the aforesaid accounts, that so the same may be laid before this Assembly at their sessions in October next.

Resolved, That the Honorable William Pitkin, Esq^{r}, be desired and authorized to sign the humble Petition of the Governor and Company of this Colony to the King's Most Excellent Majesty, the letters to the Earl of Hillsborough, one of his Majesty's principal Secretaries of State, and those to our Agents in Great Britain, prepared and approved by this Assembly; that his Honour the Governor also be desired to transmit the same in such manner, together with such copies as shall appear to him best and needful at his discretion.*

Resolved, That George Wyllys, Esq^{r}, Secretary of this Colony, be directed to examine the printed Law Book prepared to be transmitted to the Earl of Hillsborough, one of his Majesty's principal Secretaries of State, and on his finding it a compleat collection of the laws of this Colony down to the present time, properly to authenticate the same under our public seal.

[359]The Sums-total of the Additions (single and fourfold) to the Lists of the several Towns in this Colony sent in to this Assembly, are as follows, viz.:

	Single.	Fourfold.
Hartford,	£1192 0 6	
Farmington,	409 5 0	£622 10 0
Bolton,	290 18 0	343 10 0
Colchester,	1725 7 0	
East Hadam,	655 8 0	
Symsbury,	1898 0 0	
Hebron,	493 0 0	

* The letters to Messrs. Jackson and Johnson, Agents in Great Britain, particularly referred to in this resolve may be found in *Mass. Historical Society's Collections*, vol xlix, 276–288. The petition to the King, letters to the Earl of Hillsborough and one to each of the Agents, follow the record of this session.

Tolland,	13	0	0	-	-	-	929	4	0
Stafford,	111	4	0	-	-	-	286	0	0
Wellington,	187	10	0						
Windsor,	762	8	3			-	449	0	0
Enfield,	1177	7	0						
Midletown,	1111	7	0	-	-	-	170	0	0
New Haven,	1481	2	6	-	-	-	1002	0	0
Guilford,	88	5	0	-	-	-	55	6	6
Wallingford,	957	11	6	-	-	-	457	0	0
Waterbury,	427	16	9	-	-	-	87	12	0
Derby,	143	16	9						
Durham,	21	0	0	-	-	-	188	6	0
Milford,	636	3	3	-	-	-	158	8	0
Branford,	384	10	0	-	-	-	857	4	0
Newlondon,	975	13	0						
Norwich,	246	3	4	-	-	-	779	1	6
Saybrook,	164	10	6	-	-	-	504	3	3
Killingworth,	304	17	6	-	-	-	235	19	0
Lyme,	326	16	9	-	-	-	1466	12	0
Groton,	884	6	6						
Preston,	281	17	0	-	-	-	884	4	0
Stonington,	397	0	0						
Fairfield,	957	17	6	-	-	-	537	16	0
Stamford,	234	11	0						
Norwalk,	843	2	1½	-	-	-	828	0	0
Stratford,	2445	1	4						
Newtown,	297	8	7	-		-	409	5	6
Greenwich,	2116	6	11						
Danbury,	1143	17	3	-	-	-	1188	11	8
Ridgefield,	102	17	0						
Redding,	207	16	9						
Windham,	749	7	9	-	-		427	4	0
Lebanon,	428	17	0	-	-	-	318	8	0
Canterbury,	1350	8	6	-	-	-	570	8	0
Coventry,					-		71	5	4
Plainfield,	484	1	0	-	-	-	852	0	0
Pomfrett,	74	2	0	-	-	-	142	0	0
Woodstock,	583	10	0						
Ashford,	292	12	0						
Mansfield,	359	16	6						
Voluntown,	336	6	0						
Killingly,	544	10	0						
Litchfield,	328	18	0	-	-	-	112	0	0
Woodbury,	1515	8	3	-	-	-	435	0	0
Harwinton,	110	3	0	-	-	-	15	4	0

New Milford,	222	4	3						
Goshen,	302	4	0						
Cornwall,	7	0	0	-	-	-	54	0	0
Salisbury,	1079	15	0						
Sharon,	529	18	0		-	-	78	0	0
Kent,	977	0	0						
Torrington,	57	18	0	-	-	-	432	0	0
New Hartford,	97	11	0						
Canaan,	779	14	0						

[360] *Resolved by this Assembly*, That John Ledyard, Esq^{r}, and Capt. John Lawrence be a committee to assist the Treasurer of this Colony in preparing the accounts of the disposition of the money for payment of the salaries and other expences of government, and to the schools for the year last past, to be properly authenticated and delivered to his Honour the Governor to be transmitted to his Majesty's principal Secretary of State for the American Colonies.

Resolved, That the Treasurer of this Colony and John Ledyard, Esq^{r}, be ordered, and they are hereby ordered and directed as soon as may be, to procure a good bill or bills of exchange on some proper person or persons in London, not exceeding the sum of five hundred pounds sterling, and deliver the same to his Honour the Governor, who is hereby desired to transmit the same (properly endorsed) to Richard Jackson, Esq^{r}, of London, our Agent at the Court of Great Britain, to be by him applied to the use and benefit of this Colony.

Resolved by this Assembly, That his Honour the Governor be desired to signifie to William Samuel Johnson, Esq^{r}, Agent of the Colony at the Court of Great Britain, that it is the desire of this Assembly that he continue in the service of this Colony there until the important matters set forth in the petition of this Assembly to his Majesty and the case of the Mohegan Indians are determined; and that so soon as he with the advice of Mr. Agent Jackson shall judge the state of those mentioned affairs relative to this Colony depending there will admit of Mr. Johnson's leaving the same, that he has liberty to return.

This Assembly at their sessions at New Haven the 2d Thursday of October last having appointed Maj^{r} Jedidiah Elderkin of Windham, Maj^{r} William Williams of Lebanon, and Mr. Isaac Tracey of Norwich, a committee to repair to the towns of Newhaven, Branford, Guilford, Killingworth, Durham, Hadham, Midletown, Chatham, East Hadam, Colchester, Lebanon and Windham, and with care and diligence

view and observe the ground, and find out where it may be practicable to lay out the shortest and most feasible road from said Newhaven to said Windham, and a full description with their doings thereon to make report to this Assembly, and said committee not having yet been able to finish said business, and Majr Elderkin and Mr. Tracey declining to undertake said service: This Assembly do appoint Elihu Chauncey, William Williams, Joshua West, Esqrs, and Mr. Nathaniel Webb of Windham, or any three of them, a committee for the purpose aforesaid, and report to this Assembly at their sessions in October next. Said committee always observing to notifie one or more of the selectmen of each town when they intend to view as aforesaid.

This Assembly do appoint Solomon Whitman junr of Farmington to be a Surveyor of Lands for the county of Hartford in the stead of Elijah Porter, resigned.

This Assembly do appoint Noah Phelps of Symsbury to be a Surveyor of Lands for the county of Hartford.

This Assembly do appoint Mr. Samuel Mott of Preston Surveyor of Lands within and for the county of Newlondon.

This Assembly do appoint Asa Smith of Woodstock to be Surveyor of Lands for the county of Windham.

This Assembly grants to Capt. Titus Hurlburt of Newlondon the sum of three pounds, for his service in taking care of Newlondon Battery the year past; and the Treasurer is ordered to pay the same accordingly.

Whereas the committee appointed to take into consideration in what manner it might become this Assembly to take notice of and resent the disrespect and indignity shewn them by the military company ordered to serve and while serving as a guard to his Honour the Governor &c. on the day of the last general election, have reported that the commission [361] officers who commanded the said guard || be ordered to appear before this Assembly, to be examined and to produce a roll containing the names of the subaltern officers and soldiers under their command who attended as a guard on said day, and that warrants be issued to apprehend and bring before this Assembly all such persons who attended as guard aforesaid concerned in the said misdemeanors; that a due enquiry be made &c.; which said report is accepted and approved, and the same ordered to be carried into execution accordingly; and this Assembly having proceeded so far as to have before them said commission officers on examination, and a roll of the names of all those who attended on said guard; and for the further prosecution of the matters in

said report contained, and that the same may be fully and effectually executed: This Assembly do appoint Eliphalet Dyer, John Chester, Jabez Hamlin, Elihu Chauncey, William Wolcott and Samuel Coit, Esq[rs], a committee with full power to have and cause to be had before them all persons concerned in the aforesaid misdemeanor with all such witnesses as said committee may think proper, and make full and due enquiry into the conduct and behaviour of the said officers and soldiers touching the misdemeanor aforesaid on said day; and their report thereof and of what they shall find upon the matters aforesaid make to this Assembly; and that the King's Attorney for the county of Hartford be directed to attend said committee and to prepare and prosecute said matters of complaint before them.

We, your Honours' committee appointed to make full and due enquiry into the conduct and behaviour of the officers and soldiers who attended as a guard to his Honour the Governor and General Assembly of this Colony on the day of the last general election in this place, take leave to report: That having caused the officers and soldiers aforesaid to be convened before us, and on full and due enquiry with respect to the conduct of the commission officers who commanded said guard, that notwithstanding they might be in some measure deficient in not exerting that full authority which the unusual conduct of their soldiers on that day required and justly called for, yet we do not find that said officers did in any measure countenance, abet or connive at the said ill conduct and behaviour of the soldiers on said day, but did repeatedly counsel, order and advise to the contrary. We further find, that the sergeants did well appear, conduct and behave themselves in their said offices on said day. And as to the soldiers (excepting two or three who distinguished themselves by their good behaviour, and approved themselves by their conduct,) they voluntarily and of their own accord appeared before your Honours' committee and exhibited their free confession of their great misconduct and aggravated offence on said day, imploring the forgiveness of this Assembly &c., which confession is in writing and signed with their names,* directed to this Assembly, which by the desire and request of the soldiers who signed the same is with this our report humbly presented and submitted to your Honours,

* Several of the signers became in 1771 corporate members of the Governors' Guards. In 1769 and 1770 the East Hartford company, commanded by Capt. George Pitkin, was called out for escort duty on election day.

recommending said offenders to your Honours' candour and favour, so far as may be consistent with the dignity of this Assembly and the support of order and government in this Colony.

Signed per order, ELIPHALET DYER.

The foregoing report of the committee is accepted and approved, and the humble retraction and confession of the soldiers offered to this Assembly, acknowledging their offence and asking the forgiveness of this Assembly therefor, is received as satisfactory; and thereupon it is ordered that they be dismissed, paying cost of prosecution, allowed to be £ and that the execution be granted therefor.

This Assembly grants to his Honour the Governor the sum of one hundred and fifty pounds lawful money, for the first half of his salary for the current year.

This Assembly grants to his Honour the Deputy Governor the sum of fifty pounds lawful money, for the first half of his salary for the current year.

The Assembly grants to Joseph Talcott, Esq^{r}, Treasurer of this Colony, for his salary the year past, the sum of one hundred and sixty pounds lawful money.

This Assembly grants to George Wyllys, Esq^{r}, Secretary of this Colony, the sum of twenty pounds lawful money, for his salary the past year.

Resolved and ordered, That the further consideration of all petitions, memorials, reports and other matters and things of a private nature, brought before this Assembly and remaining undetermined at the rising thereof, be and the same are hereby referred to the sessions of this Assembly in October next.

Upon the petition of Elisha Francis and Anne his wife, of Symsbury in the county of Hartford, preferred to the General Assembly at their sessions in October last, shewing [362] || to said Assembly that John Saxton, late of said Symsbury, deceased, being aged and having no children, and the said Anne being his sister in law, desired the petitioners to come and live with him, declaring that if they would come and live with him and take care of him he would leave them his estate at his death, and that the petitioners went, lived with and took care of the said John, and that at their coming said John by deed, dated the 6th day of January, 1766, gave the said Anne one half of his real estate, and at his death by will gave the said Elisha for his good services in taking care of him all his house, barn, homestead and improved lands, excepting his wife's dower; and that after the said John's

decease, Azariah Wilcox and Daniel Adams, in right of their wives, set up claim to said estate beyond what was given them by will &c., and that the said Wilcox and Adams by threats, unreasonable means and fraud &c., obtained a deed of quit-claim from the petitioners against their mind and will to the said Wilcox and Adams and their wives of the whole estate given them by the said John, deceased; praying said deed of quit-claim might be vacated &c., and that a committee be appointed to examine the matters of complaint in said petition and report their opinion thereon to this Assembly. And accordingly Colo. John Pitkin, Majr Erastus Wolcott and Capt. John Lawrence were appointed a committee on said petition, who have reported to this Assembly that they having caused the parties to be duly notified to appear at Mr. Moses Butler's in Hartford on the 9th day of March last, when and where they met and adjourned to the 16th of said March, when and where the parties appeared, and having fully heard them and their evidences, pleas and allegations in the matters aforesaid, report to this Assembly, that they do find said quit-claim deed from said Elisha and Anne to said Adams, Wilcox and their wives, was unduly obtained by threats, fraud and other unlawful means used by said Adams and Wilcox, and against the mind and will of the said Elisha and Anne; and that their opinion is, that said quit-claim deed ought to be vacated and made void, as per report on file, accepted by this Assembly &c.: Whereupon it is resolved by this Assembly, that said deed of quit-claim from said Elisha Francis and Anne his wife (the petitioners) to the said Azariah Wilcox and Daniel Adams and their wives, mentioned and complained of in said petition, be vacated and made void, and the said deed is hereby declared to be null and void, and to be for the future of no force or significancy in the law.

June 10th, 1768. This Assembly is adjourned until the Governor, or in his absence the Deputy Governor, shall see cause to call it to meet again.

Teste GEORGE WYLLYS Secret'y.

GOVERNOR PITKIN TO THE EARL OF HILLSBOROUGH.

[From the *Trumbull Papers* in the Mass. Historical Society.]

HARTFORD, 10th June, 1768.

MY LORD:—I have received your Lordship's letter of January 23d last,* No. 1, signifying His Majesty's pleasure to make the

* Circular. Printed in *N. Y. Colonial Documents*, viii, 7; *R. I. Col. Records*, vi, 589; *Pennsylvania Archives*, iv, 282.

present arrangement, and appoint you to be one of his principal Secretaries of State, and to commit to your care the dispatch of all such business relative to His Majesty's Colonies in America, as has been repeatedly dispatched by the Secretary of State for the Southern department. The Governor and Company of Connecticut do most dutifully acknowledge His Majesty's gracious intention in making the present arrangement and appointment of a person of your Lordship's distinguished character and known abilities to that important office, that all possible facility and dispatch may be given to the business of his Colonies; we do with great truth and sincerity congratulate you on this happy occasion, and render our hearty thanks for your kind assurance to lay our dispatches before the King, which shall be for the future addressed to you to forward and assist our measures for the public service. We take the liberty to observe that the royal recommendations are never willingly neglected here, that full communication have been given of all occurrences and proceedings of government that have been from time to time required from us, and that we shall yield particular attention to His Majesty's commands, and to every part of our duty; and to recommend the people of this Colony to your lordship's favorable notice and regard. They are truly loyal and virtuous, firmly attached to His Majesty's illustrious family and government, and maintain an affectionate regard to their mother country.

I am, with great truth and regard, my Lord, your Lordship's most obedient, and most humble servant,

WM PITKIN.

To the EARL of HILLSBOROUGH, one of His Majesty's principal Secretaries of State.

GOVERNOR PITKIN TO THE EARL OF HILLSBOROUGH.

[From the *Trumbull Papers* in the Mass. Historical Society.]

HARTFORD, 10th June, 1768.

MY LORD:—It is impracticable directly to answer your Lordship's letters No. 2 and No. 4. so particularly as will be expected. Necessary orders are given to prepare everything needful, for a perfect compliance with your Lordship's requisition, which I shall transmit as soon as may be.

I am, with great truth and regard, my Lord, your Lordship's most obedient and most humble servant,

WM PITKIN.

To the EARL of HILLSBOROUGH, Secretary of State.

GOVERNOR PITKIN TO THE EARL OF HILLSBOROUGH.

[From the *Trumbull Papers* in the Mass. Historical Society.]

HARTFORD, June 10, 1768.

MY LORD:—I have received your Lordship's letter of March the 5th last (Circular No. 5), with a copy of a report made to the

Lords Commissioners of Trade and Plantations, by His Majesty's Attorney and Solicitor-General, upon an act passed in the Colony of New Jersey, in June 1766, and observe their opinion that the act of the 12th of Queen Anne, Statute 2d, Cap. 18, is in force in His Majesty's Colonies and plantations in America—and that so much of the act of the 4th of George the First, Cap. 12th, as declares the 12th Queen Anne to be perpetual, extends to America.*—Signifying His Majesty's pleasure, that we do govern ourselves accordingly. The Governor and Company of this Colony do most dutifully acknowledge His Majesty's tender care and concern for the welfare of his subjects in the remote parts of his dominions.

I am with great truth and regard, my Lord, your Lordship's most obedient humble servant,

WM PITKIN.

The EARL of HILLSBOROUGH, one of His Majesty's principal Secretaries of State.

GOVERNOR PITKIN TO THE EARL OF HILLSBOROUGH.

[Public Record Office, London, Proprieties State Papers, 1768. America & W. Indies. Volume 198.]

(*No. 72.*) HARTFORD, June 10th, 1768.

MY LORD:—His Majesty's most dutiful and loyal subjects, the Governor and Company of the English Colony of Connecticut in New England in America, beg leave to congratulate your Lordship, and express our satisfaction on the royal appointment designating a person of your Lordship's distinguished excellency and dignity to the important office of Secretary of State to the Colonies in America, and felicitate ourselves that we have a person appointed of your Lordship's real worth, known ability, and approved integrity, as well as great humanity and benevolent disposition, to whom we may apply in all our exigencies, and may address all our petitions by you to the throne, that by your kind aid they may reach the royal ear, and also by your benign influence help from the throne may be obtained. We beg leave to ask your Lordship's favorable attention to our complaints under the heavy burthens laid upon us by an act of the British Parliament, entituled "An Act for granting certain duties in the British Colonies and Plantations in America; for allowing a drawback of the duties of customs upon the exportation from this kingdom of coffee and cocoa-nuts of the produce of the said Colonies or Plantations; for discontinuing the drawbacks payable on china earthen ware exported to America; and for more effectually preventing the clandestine running of goods in the said Colonies and Plantations." We entreat your favorable interposition that we may be relieved from them. We would observe to your Lordship the great difficulties and distresses we are reduced to, not only from our great poverty

* *R. I. Col. Records*, vi, 540; *Pennsylvania Archives*, iv, 295; *Allinson's Compilation of N. J. Laws*, 291. The act relates to wrecks.

and inability to pay those duties and impositions, which are occasioned by the great burthens, charges, and expences that we have been subjected to in the course of the last war, into which with great cheerfulness we entered by his Majesty's command; and to shew our loyalty and duty to our most gracious sovereign, we with alacrity discovered our zeal for his Majesty's service by going greatly beyond our abilities, which hath been, as we apprehend, from time to time recognized by Parliament in their grants to the King, to enable him to make some compensation to us as well as the other Colonies in America for our extra services; notwithstanding which we are left poor and low, and under a heavy debt, from which it will be a long time before we can hope to extricate ourselves. These considerations render the burthens heavy, and indeed almost insupportable. But, my Lord, there are other considerations which make them peculiarly grievous and afflicting, that the Parliament of Great Britain, whom we revere as the great council of the nation, should impose these duties upon the American Colonies for the sole purpose of raising a revenue in America. It is with the deepest concern that we esteem ourselves thereby at once stripped not only of our most valuable constitutional rights as Englishmen and British subjects, but also dishonored in not being allowed to make any free gift of what we esteem our own to our beloved and benevolent sovereign upon any royal requisition that shall in coming time be made.

Our constitutional rights we esteem as great as any of our fellow subjects. We look upon ourselves free and natural-born subjects to our most gracious King, and have to say that his Majesty's royal predecessors have acknowledged us to be such, more especially King Charles the Second, in the royal charter granted to said Governor and Company, expressly declares and grants "to them and their successors, that all and every the subjects of us, our heirs or successors, which shall go to inhabit in said Colony, and every of their children which shall happen to be born there, or on the sea in going thither or returning from thence, shall have and enjoy all liberties and immunities of free and natural-born subjects within any of the dominions of us, our heirs or successors, to all intents, constructions, and purposes whatsoever, as if they and every of them were born within the realm of England," and these royal concessions have been from time to time recognized by the British Parliament themselves. And as we are thus declared English subjects and partners in the general privileges and liberties of Englishmen, the consequence we trust will appear clear and convincing to your Lordship, that we ought not to be taxed without our own consent, any more than our fellow subjects being within the realm of Great Britain, which certainly will be the case if we are taxed by Parliament when we have no representation there, nor is it possible, considering our distant situation, that we can have any. Moreover, we cannot but with grief of heart reflect that that august body, the British Parliament, the grand

council of the British nation, whose glory, whose honor, and whose happiness we rejoice in as our own, should dispose of our property without our consent, when no part of the King's dominions (we have the vanity to think) would with more cheerfulness and alacrity contribute all the aid we possibly could towards securing, protecting, and defending our rightful sovereign and our happy nation against all attempts and annoyances from foreign and domestick enemies.

We beg leave further to observe, that the product of our labor and our trade naturally and necessarily tends to and centers in Great Britain, and if our wealth should be ten times greater than it is, the bulk of it would be expended in purchasing her manufactures. We pride ourselves in being connected with that people whose distinguished privileges render them in our esteem the happiest of the human race. Our connections with them are so strong, and cemented both by affection and interest, that we cannot entertain the most distant wish of being separate from the protection of our Mother State. We say, my Lord, that we, whose liberties and privileges we esteem the same with our fellow subjects in Great Britain, should be denied the honor of making a free gift of what we think we have a right to call our own, or voluntarily complying with any requisition of our rightful Lord and Sovereign, and be divested of our property in a way that manifests a distrust of our loyalty to our King, and of our love to our mother country, is really depriving us of one of the most peculiar pleasures of subjects every way inclined and disposed to give the strongest proofs of loyalty and affection to their sovereign. Upon the whole we beg leave to repeat our earnest entreaty to your Lordship, to lay before his Majesty for his royal consideration our petition herewith transmitted, and your attention to our case and favorable interposition for our relief and deliverance from these our sorrows and burthens, which will always command the greatest gratitude from

Your Lordship's most obedient and most humble servants,

WM PITKIN.

Addressed:—To the Right Hon'ble. the Earl of Hillsborough, one of his Majesty's principal Secretaries of State.

Endorsed:—CONNECTICUT. HARTFORD, 10th June, 1768. Gov'r PITKIN, R. 1st October.

PETITION TO THE KING.

To the King's Most Excellent Majesty:

MOST GRACIOUS SOVEREIGN:—We, your Majesty's most faithful and loyal subjects, "The Governor and Company of the English Colony of Connecticut in New England in America," beg leave to approach the throne in behalf of your distressed subjects, the people of the Colony, and lay at your Majesty's feet their humble petition; which sheweth

That our ancestors, the first settlers of this Colony, migrated from their mother country to this land, purchased and obtained the greatest part thereof for great and valuable considerations, and some other part thereof they gained by conquest, with much difficulty, and at the only endeavors, expence, and charges of them and their associates, subdued and improved the same, and made a considerable enlargement and addition to your Majesty's dominions and interest.

That, in consideration thereof, and in regard of their local circumstances, and to the end the affairs and business which from time to time should happen and arise concerning the same might be duly ordered and managed, they obtained a charter from King Charles the Second, wherein his said Majesty was graciously pleased to grant to them, their heirs and assigns forever, all the lands therein described, to hold of him and his royal successors in free and common soccage Therein also they and their successors were created and made a body politic and corporate in fact and name, with the powers, authorities and privileges therein named and mentioned; among other things it is especially granted that they should have and enjoy all the liberties and immunities of free and natural subjects born within the realm of England.

That the inhabitants of this Colony have enjoyed the privileges, and faithfully exercised the authorities to them granted more than a century past, and thereby happily blessed with the constitutional rights of Englishmen; the principal of which is that of being taxed only by representatives of their own free election, which our fellow subjects within the realm have ever held a most sacred right.

That, in consequence thereof, the representatives of your people in the General Assembly have on all occasions granted and levied proportionable and reasonable assessments, rates and taxes, and disposed of the same for your Majesty's service in the necessary support and defense of your government here; and your Majesty and your predecessors have been graciously pleased from time to time to order the royal requisitions to be laid before them, who have never failed cheerfully to yield and contribute their aid to the full extent of and sometimes beyond their ability, for the security of all your Majesty's rights and territories in America.

That it will ever be grievous to your Majesty's faithful subjects here, to be called upon for raising your Majesty's revenue and necessary aids, in a way that shall appear to them to imply a distrust of their willing and ready compliance.

That it is with the deepest concern and solicitude, that your humble petitioners represent to your Majesty, that your high court of Parliament, the rectitude of whose intentions is never to be questioned, has thought proper to pass an act imposing duties on your Majesty's subjects in America, with the sole and express purpose of raising a revenue. Our distance renders it impracticable for us to be represented in your Majesty's British Parliament. And if your Majesty's faithful subjects here shall be denied the

honor and privilege they have so long enjoyed v luntarily to contribute their aid to your Majesty: if this act of Parliament shall remain in force, and your Majesty's Commons in Great Britain shall continue to exercise the power of granting the property of their fellow subjects in this Colony, your Majesty's humble suppliants must then lament their unhappiness in having left to them only the name of free subjects.

Under the deepest impressions of your Majesty's wise and paternal concern and care for the liberties and happiness of even the remotest of your faithful subjects, and in firm reliance on the royal declarations.

Your humble petitioners most dutifully and earnestly beseech your Majesty to take our present distressed circumstances under your royal consideration, and grant us relief in such manner as in your Majesty's great wisdom, clemency and goodness, shall seem meet.

In the name and behalf of the Governor and Company of the Colony of Connecticut,

WM PITKIN, *Governor.*

Endorsed:—In Governor Pitkin's of 10th of June, 1768.

GOVERNOR PITKIN TO AGENT JACKSON.

[From the *Trumbull Papers* in the Mass. Historical Society.]

HARTFORD, 10th June, 1768.

SIR:—Yours of the 12th of March I received. What you observe as to the full and particular advice I repeatedly receive from Mr. Johnson, relative to the affairs of the Colony, is the real reason why I have not wrote to you oftener, as all matters of importance were by you communicated to him.

I heartily wish an end to the Mohegan cause, and that righteousness therein may take place, which the Colony have always made the basis of their conduct in treating with those Indians. I return you my thanks for your care in endeavoring to prevent grants from the Crown, as well as every other method for the advantage of the Colony, particularly for your kind proposal for supplying money on the credit of the Colony; but I hope you will have no trouble of that kind by what the Assembly have provided, which I hope will speedily be remitted. As to the Mediterranean Passes, it is not a matter of such importance as to engage your attention so as to give yourself or the Admiralty Office future trouble.

I herewith transmit you a copy of an address sent to Lord Hillsborough to be presented to His Majesty, as also a letter drawn by the direction of the Assembly, by which you will see the anxious concern of the people of this Colony; which letter is so particular that I have no need to add upon that subject, only earnestly entreat your assistance and influence in effecting the things in said address prayed for.

I heartily condole the loss of your near relatives, and wish that eventually it may answer the most salutary purposes.

I have only to recommend to your attention every matter wherein the Colony is concerned. In full confidence thereof, I subscribe myself, with great regard,

Sir, your most obedient, humble servant,

Wm Pitkin.

To Richard Jackson, Esq., London.

GOVERNOR PITKIN TO AGENT JOHNSON.

[From the *Trumbull Papers* in the Mass. Historical Society.]

Hartford, 10th June, 1768.

Sir:—I received your favors of 13th February and 12th March, which I communicated to the Assembly. I return you my thanks for your particular intelligence, and that you thought it your duty to compliment Lord Hillsborough upon his appointment to his office as Secretary of State, and for your recommendation of this Colony to his favor. I am very glad he indulged you with free conversation upon those very interesting subjects which so sensibly affect the liberties and prosperity of this Colony. I really hope those prejudices which are without foundation may be removed by solid arguments, and that judicious ideas may be adopted in their stead. It is painful to hear the Colonies compared to Ireland, who are subjected by conquest, and by their conduct forfeited those immunities we are justly entitled to. I must be of opinion that principles and arguments relative to the charter and its legal construction might be conclusive in the mind of every one impartial and judicious; but the principles adopted by Parliament in the article of Taxation contradict the essential rights contained therein, which we have so long gloried in the free enjoyment of Such explaining away liberty and prosperity of a free and loyal people, contrary to plain words and intentions, draws a prodigious gloom over their minds, and hardly leaves room to rejoice in Freedom even in imagination. Your thorough acquaintance with the genius of the people here gives you good assurance in affirming their thorough attachment to the Royal Family, as well as to their mother country by inclination and interest, that nothing but oppressive measures will break the coalition.

The letter I send by the particular direction of the Assembly is so full upon the subject that it is needless for me to say anything further. The difficulty in obtaining Mediterranean passes seems mortifying; that for want of a Royal Commission we must be denied the favor of loyal subjects. I think this distinction is not made in raising a revenue, and you will see by the letter from the Assembly the deep concern and great anxiety the good people of this Colony are thrown into. I have also herewith transmitted a copy of an address to His Majesty, the original of which is sent to Lord Hillsborough to be presented to the King. I have also inclosed a copy of a resolve of Assembly, which will serve as an answer to queries in the close of your letter.

As to the manufactories which seemed to be the object of attention near the close of the last Parliament, as also the fishery, they look so threatening that jealousies force into our minds, and I wish they had no existence but in idea. I have nothing new to add upon the subject of the vexatious Indian cause but to wish an end to that unreasonable dispute. I have no doubt but you will answer the expectation of the Assembly, not only in the Mohegan case, but in attending to other more interesting objects that concern this Colony, which I earnestly entreat you to regard with unremitted vigilance and activity.

I am, sir, with great truth and regard, your most obedient, humble servant,

WM PITKIN.

To WILLIAM SAMUEL JOHNSON, ESQ.

THE SPEAKER OF THE HOUSE OF REPRESENTATIVES OF THE COLONY OF CONNECTICUT TO THE SPEAKER OF THE HOUSE OF REPRESENTATIVES OF THE PROVINCE OF THE MASSACHUSETTS BAY.

[*Connecticut Courant*, No. 185. Almon's *Prior Documents*, 216.]

COLONY OF CONNECTICUT, 11th June, 1768.

SIR:—By order of the House of Representatives of this Colony, I am to acknowledge the receipt of your letter of the 11th February last, communicating the sense which the representative body of your Province have of the great difficulties to which they and their constituents must be subjected by the operation of the several acts of the British Parliament, by you referred to, and the measures they have gone into for obtaining redress of those grievances.

Your letter was laid before this House of Representatives early in the session which is now just closed. They consider the said Acts of Parliament in their nature, tendency, and operation, as matters of serious concern and very interesting importance to this and all the English American Colonies, and are of opinion that no constitutional measures proper for obtaining relief ought to be neglected by any, and that it is of importance their measures for that end should harmonize with each other, as their success may in a great degree depend on their union in sentiment and practice, on this critical and interesting occasion.

The House, therefore, very kindly accepted your letter, and are persuaded from the importance of the cause, the laudable zeal and the generous exertions of the Province of the Massachusetts Bay, from time to time, in favor of her constitutional freedom, that it proceeded only from a hearty concern for the just rights, the common interest and welfare of these Colonies.

The House are desirous ever to cultivate the strictest friendship and harmony with the neighboring Colonies, and with none more than yours, and will be always ready to receive with the utmost candor their opinion in any matters of general concern, and equally willing, on all proper occasions, to communicate their own sentiments

on any subject of our common welfare, in full confidence they would meet with the same friendly and candid acceptance.

This House have also taken into their serious consideration the operation of the said Acts of Parliament, and are deeply sensible that this, in common with her sister Colonies, must thereby be involved in great difficulties, which are, perhaps, a prelude to still greater, and have pursued measures for obtaining redress similar to those adopted by the House of Representatives of your Province.

We cannot but entertain, with you, the strongest confidence in the King's royal clemency, justice and goodness, that the united dutiful supplications of his faithful distressed subjects in America will meet with a kind and gracious acceptance.

In the name and by order of the House of Representatives, I am, Sir, with great esteem and respect,

Your most obedient humble servant,

ZEBULON WEST, *Speaker.*

To the Honorable the Speaker of the House of Representatives in the Province of the Massachusetts Bay.

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[363] *Anno Regni Regis Georgii tertii octavo.*

AT A GENERAL ASSEMBLY OF THE GOVERNOR AND COMPANY OF HIS MAJESTY'S ENGLISH COLONY OF CONNECTICUT IN NEW ENGLAND IN AMERICA, HOLDEN AT NEW HAVEN IN SAID COLONY, ON THE SECOND THURSDAY OF OCTOBER, AND CONTINUED BY SEVERAL ADJOURNMENTS, UNTIL THE TWENTY-EIGHTH DAY OF THE SAME MONTH, ANNOQUE DOMINI 1768.

Present:

The Honorable William Pitkin, Esq^{r}, *Governor.*

The Honorable Jonathan Trumbull, Esq^{r}, *Deputy Governor.*

Hezekiah Huntington, Esq^{r},	William Pitkin, jun, Esq^{r},	*Assistants.*
Mathew Griswold, Esq^{r},	Roger Sherman, Esq^{r},	
Shubael Conant, Esq^{r},	Robert Walker, Esq^{r},	
Elisha Sheldon, Esq^{r},	Abraham Davenport, Esq^{r}	
Eliphalet Dyer, Esq^{r},	Joseph Spencer, Esq^{r},	
Jabez Huntington, Esq^{r},		

Representatives or Deputies of the Freemen of the several Towns are as follow, viz.:

Capt. John Lawrence, Mr. Benjamin Payne, for Hartford.
Capt. John Strong, Capt. Isaac Lee, for Farmington.
Mr. Alexander Wolcott, Capt. Josiah Bissell, for Windsor.
Capt. Jonathan Pettibone, Mr. Oliver Humphrey, for Symsbury.
Mr. Hezekiah Brainerd, for Hadam.
Capt. Christopher Holmes, for East Hadam.

Mr. John Phelps, Capt. Obadiah Horsford, for Hebron.
Mr. Edward Collins, Capt. Ephraim Pease, for Enfield.
Mr. Daniel Alden, Capt. Samuel Daviss, for Stafford.
Zebulon West, Esq^{r}, Capt. Samuel Chapman, for Tolland.
Capt. Joel White, Capt. Thomas Pitkin, for Bolton.
Capt. Samuel Kent, Mr. Alexander King, for Suffield.
Mr. Moses Holmes, Mr. John Weston, for Wellington.
Jabez Hamlin, Esq^{r}, Mr. Seth Wetmore, for Midletown.
Mr. William Wolcott, Maj^{r} Erastus Wolcott, for East Windsor.
Mr. William Welles, Mr. John Kimberly, for Glastonbury.
Mr. Emery Pease, Capt. Luke Cooley, for Somers.
John Chester, Esq^{r}, Mr. Silas Dean, for Weathersfield.
Capt. Henry Champion, Capt. Peter Bulkley, for Colchester.
Capt. David Sage, for Chatham.
[364] Mr. Samuel Bishop, Mr. Joshua Chandler, for New-haven.
Mr. Samuel Hickcox, Capt. Jonathan Baldwin, for Waterbury.
Capt. Josiah Rogers, Mr. James Barker, for Branford.
Colo. Elihu Chauncey, Capt. James Wadsworth, for Durham.
Capt. Abel Gun, Mr. Jonathan Davis, for Derby.
Mr. Nathaniel Hill, Mr. John Burgess, for Guilford.
Capt. Macock Ward, for Wallingford.
Capt. John Fowler, Maj^{r} Edward Allen, for Milford.
Mr. Richard Law, Mr. William Hilhouse, for Newlondon.
Mr. Samuel Selden, Mr. Samuel Holden Parsons, for Lyme.
Mr. Charles Phelps, Mr. Phineas Stanton, for Stonington.
Capt. Moses Fish, Capt. Benadam Gallop, for Groton.
Capt. Hez. Whittelsey, Mr. John Tully, for Saybrook.
Mr. Theophilus Morgan, Capt. John Pierson, for Killingworth.
Mr. Joseph Tracey, Mr. Elisha Fitch, for Norwich.
Mr. Simon Brewster, Capt. Joseph Tyler, for Preston.
Ebenezer Silliman, Esq^{r}, Capt. David Burr, for Fairfield.
Colo. Thomas Fitch, Mr. Thomas Belding, for Norwalk.
Capt. John Mead, Mr. Edward Brush, for Greenwich.
Capt. Henry Glover, Mr. Richard Fairman for Newtown.
Maj^{r} Charles Webb, Mr. Benjamin Weed, for Stamford.
Capt. Daniel Taylor, for Danbury.
Mr. Nehem^{h} Beardsley, Mr. Ephraim Hubbel, for New Fairfield.
Capt. Theophilus Nickols, Capt. Agur Tomlinson, for Stratford.
Mr. Samuel Olmstead, Mr. William Lee, for Ridgfield.
Capt. Jonathan Kingsbury, Mr. Nathaniel Wales, for Windham.
Maj^{r} William Williams, Capt. William Symms, for Lebanon.

Mr. Phineas Strong, Mr. Richard Hale, for Coventry.
Mr. Aaron Cleaveland, Capt. Elkanah Cobb, for Canterbury.
Mr. Samuel Stutson, Capt. Samuel Gurley, for Mansfield.
Mr. John Gordon, Capt. Isaac Gallop, for Voluntown.
Mr. Samuel Learned, Capt. William Danielson, for Killingly.
Capt. John Douglas, Mr. Hez^{h} Spalding, for Plainfield.
Mr. Amos Babcock, Mr. Elijah Whiton, for Ashford.
Colo. Ebenezer Williams, Mr. Samuel Craft, for Pomfrett.
Capt. Nehemiah Lyon, Mr. Jedidiah Morse, for Woodstock.
Capt. Oliver Wolcott, Mr. Jacob Woodruff, for Litchfield.
Colo. John Williams, Capt. Thomas Pardy, for Sharon.
Capt. Abijah Catlin, for Harwinton.
Maj^{r} Thos. Chittenden, Capt. James Bird, for Salisbury.
Mr. Benja. Stephens, Mr. Oliver Belding, for Canaan.
Mr. Heman Swift, Capt. Thomas Porter, for Cornwall.
Mr. Elisha Swift, Mr. Daniel Lee, for Kent.
Mr. Stephen Heaton, Mr. Samuel Nash, for Goshen.
Mr. Bushnel Bostwick, Capt. Samuel Canfield, for New Milford.
Capt. Isaac Kellogg, Capt. Abel Merrells, for New Hartford.
Mr. Daniel Sherman, Colo. Benja. Hinman, for Woodbury.
Capt. Stephen Mead, for Redding.
Mr. John Cook, for Torrington.

Zebulon West, Esq^{r}, Speaker } of the House of Repre-
William Williams, Esq^{r}, Clerk } sentatives.

[365] An Act in further Addition to the Law of this Colony entituled An Act for providing and regulating of Jurors in Civil Actions.

Whereas since the making the said law the towns of Chatham, Redding and East Windsor have been made, and there being no provision made in said law for choosing jurymen in said towns,

Be it therefore enacted by the Governor, Council, and Representatives, in General Court assembled, and by the authority of the same, That the same method shall be taken by said towns for choosing jurymen to serve at the several superior and county courts as by the aforesaid law is provided for choosing of jurymen in the other towns in this Colony. And the several officers in the aforesaid towns of Chatham, Redding, and East Windsor, and the said towns are hereby impowered and directed to conform themselves to said law in all the parts of it, so far as it relates to the choosing, drawing and summoning such jurymen. And such towns, officers and jurymen aforesaid shall, on their or either of their neglect or refusal to conform to said law, forfeit and pay the several fines or penalties which are provided for the like refusal, neglect or breach of said law, in any of the particu-

lars therein contained. And the said towns of Chatham, Redding and East Windsor shall accordingly choose the number of jurymen to the name of each town annexed, *viz.:* Chatham eight, Redding six, East Windsor ten. And that the town of Midletown, instead of twenty as directed in said act, shall for the future choose but twelve. And the town of Windsor, instead of twenty, shall for the future choose but ten. And the town of Fairfield, instead of twenty, shall for the future choose but fourteen jurymen, for the purposes in said act mentioned.

An Act in Addition to an Act relating to Constables.

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That when any person is carried from constable to constable, according to the direction of said act, that is not an inhabitant of any town in this Colony but is sent to some place in a neighboring Province or Colony, in such case the cost of transportation shall be paid out of the Colony treasury. And in case the person belongs to and is sent to any town within this Colony, the constables shall be paid out of the town treasury to which they severally belong; any law, usage or custom to the contrary notwithstanding.

Whereas this Assembly is informed that the Treasurer of this Colony has in a great measure neglected to conform to the direction of law respecting the collection of the taxes and other dues to this Colony: Therefore, the said Treasurer is hereby directed and enjoined forthwith to conform himself to the true intent and meaning of the laws of this Colony in all such cases heretofore made and provided. And this injunction shall not extend nor be construed to extend so as in any measure or degree to affect or alter any of the penalties or provisions in any law heretofore made and provided respecting any of the matters aforesaid.

Whereas the Auditors of the Colony accompts have represented to this Assembly that by reason of sundry difficulties which have arisen on the Treasurer's accompts they have hitherto been prevented from bringing the same to a close, desiring some directions from this Assembly therein:

Resolved, That the said Auditors be directed, and they are hereby ordered and directed, to bring in a full representation of the state of the Colony accompts with the Treasurer, so far as they shall be able, together with such matters of difficulty as they have found or may find relative to and touching the said Treasurer's accompts; and that they notifie and serve the said Treasurer with a copy of such representation of such

matters of difficulty as they shall find, as also a copy of this resolve, at least twelve days before the sitting of this Assembly at the adjournment in January next, that he may appear, if he see cause, to be heard in the premises.

On a representation by the Deputies of the towns of Hadam, East Hadam, Redding and Chatham, that the freemen of those towns in this Colony only are restricted from sending more than one Deputy for each of said towns to the General Assembly at the public expence, and moving that the said restriction may be taken off, as unequal:

Resolved by this Assembly, That the freemen of each of [366] said || towns of Hadam, East Hadam, Redding and Chatham, for the future shall have liberty to send one or two Deputies to every session of the General Assembly, in the same manner as the other towns in this Colony by law have; any restriction, usage or custom to the contrary heretofore notwithstanding.

The Gentlemen nominated by the Votes of the Freemen to stand for Election in May next, as sent in to the General Assembly holden at Newhaven on the 2d Thursday of October, A.D. 1768, are as follow, viz:

The Hon^{ble} Wm. Pitkin, Esq^{r},	Robert Walker, Esq^{r},
The Hon^{ble} Jona. Trumbull, Esq^{r},	Abraham Davenport, Esq^{r},
Hezekiah Huntington, Esq^{r},	William Sam^{l} Johnson, Esq^{r},
Mathew Griswold, Esq^{r},	Joseph Spencer, Esq^{r},
Shubael Conant, Esq^{r},	The Hon^{ble} Thos Fitch, Esq^{r},
Elisha Sheldon, Esq^{r},	Ebenez^{r} Silliman, Esq^{r},
Eliphalet Dyer, Esq^{r},	John Chester, Esq^{r},
Jabez Huntington, Esq^{r},	Jabez Hamlin, Esq^{r},
William Pitkin Jun^{r}, Esq^{r},	Capt. Zebulon West,
Roger Sherman, Esq^{r},	Capt. Oliver Wolcott.

This Assembly do establish Mr. Lodowick Hotchkis to be Captain of the 13th company or trainband in the sixth regiment in this Colony.

This Assembly do establish Mr. Gad Stanly to be Lieutenant of the 13th company or trainband in the sixth regiment in this Colony.

This Assembly do establish Mr. John Lankton to be Ensign of the 13th company or trainband in the sixth regiment in this Colony.

This Assembly do establish Mr. Samuel Norton to be Lieutenant of the first company or trainband in the town of Salisbury.

This Assembly do establish Mr. Samuel Lane to be Ensign of the first company or trainband in the town of Salisbury.

This Assembly do establish Mr. Jedidiah Chapman to be

Ensign of the 10th company or trainband in the seventh regiment in this Colony.

This Assembly do establish Mr. Amos Weed to be Captain of the second company or trainband in the town of Stamford.

This Assembly do establish Mr. Isaac Quintard to be Lieutenant of the second company or trainband in the town of Stamford.

This Assembly do establish Mr. Israel Weed to be Ensign of the second company or trainband in the town of Stamford.

This Assembly do establish Mr. Abraham Waterhouse junr, to be Lieutenant of the 13th company or trainband in the seventh regiment in this Colony.

This Assembly do establish Mr. Samuel Fuller to be Captain of the fourth company or trainband in the 12th regiment in this Colony.

This Assembly do establish Mr. Daniel Dewey to be Lieutenant of the fourth company or trainband in the 12th regiment in this Colony.

This Assembly do establish Mr. Simon Crocker to be Ensign of the fourth company or trainband in the 12th regiment in this Colony.

[367] This Assembly do establish Mr. Benjamin Frisbie to be Ensign of the east company or trainband in the town of Sharon.

This Assembly do establish Mr. Jonathan Minard junr to be Ensign of the third company or trainband in the town of New London.

This Assembly do establish Mr. Benjamin Peck to be Ensign of the 6th company or trainband in the second regiment in this Colony.

This Assembly do establish Mr. Samuel Abbot to be Captain of the first company or trainband in the town of Norwich.

This Assembly do establish Mr. Christopher Leffingwell to be Lieutenant of the first company or trainband in the town of Norwich.

This Assembly do establish Mr. Joseph Crocker to be Captain of the 8th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Mr. William Johnson junr to be Ensign of the 8th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Mr. Eleazer Cushman to be Lieutenant of the 8th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Mr. Timothy Chittenden to be Lieutenant of the second company or trainband in the town of Salisbury.

This Assembly do establish Mr. James Landon junr to be Ensign of the second company or trainband in the town of Salisbury.

This Assembly do establish and confirm Mr. Samuel Forbes to be *Ensign** of the first company or trainband in the town of Canaan.

This Assembly do establish Mr. Timothy Moses to be Ensign of the first company or trainband in the town of Canaan.

This Assembly do establish Mr. Seth Wright to be Captain of the 2d troop of horse in the 12th regiment in this Colony.

This Assembly do establish Mr. Veach Williams to be Lieutenant of the 2d troop of horse in the 12th regiment in this Colony.

This Assembly do establish Mr. Silas Sprague to be Cornet of the 2d troop of horse in the 12th regiment in this Colony.

This Assembly do establish Mr. Joseph Mackall to be Quarter-Master of the 2d troop of horse in the 12th regiment in this Colony.

This Assembly do establish Mr. Joseph Hastins to be Lieutenant of the troop of horse in the 3d regiment in this Colony.

This Assembly do establish Mr. Jonathan Lester to be Cornet of the troop of horse in the 3d regiment in this Colony.

This Assembly do establish Mr. Benjamin Meriam to be Lieutenant of the 12th company in the 11th regiment in this Colony.

This Assembly do establish Mr. John Green to be Ensign of the 12th company or trainband in the 11th regiment in this Colony.

[368] This Assembly do establish Mr. Elisha Sheldon to be Captain of the troop of horse in the fourteenth regiment in this Colony.

This Assembly do establish Mr. Simeon Smith to be Lieutenant of the troop of horse in the fourteenth regiment in this Colony.

This Assembly do establish Mr. Ruluff Dutcher to be Cornet of the troop of horse in the fourteenth regiment in this Colony.

This Assembly do establish Mr. Samuel Ransom to be Quarter-Master of the troop of horse in the 14th regiment in this Colony.

This Assembly do establish Mr. Elijah Botsford to be

*So in the record, but the files show that the reading should be *Captain*.

Ensign of the second company or trainband in the town of Newtown.

This Assembly do establish Mr. Stephen Marcy to be Captain of the 16th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Mr. Daniel Lyon to be Lieutenant of the 16th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Mr. Nathaniel Marcy to be Ensign of the 16th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Mr. Nathaniel Comestock to be Lieutenant of the fifth company or trainband in the town of New London.

This Assembly do establish Mr. Nathaniel Waterhouse to be Ensign of the 5th company or trainband in the town of New London.

This Assembly do establish Mr. Daniel Perkins to be Captain of the north company or trainband in the town of Enfield.

This Assembly do establish Mr. Ephraim Terry jun^{r} to be Lieutenant of the north company or trainband in the town of Enfield.

This Assembly do establish Mr. Ephraim Wilcoxson to be Lieutenant of the third company or trainband in the town of Stratford.

This Assembly do establish Mr. Nathaniel Wheeler to be Ensign of the third company or trainband in the town of Stratford.

This Assembly do establish Mr. Asa Upson to be Lieutenant of the sixth company or trainband in the town of Farmington.

This Assembly do establish Mr. Amos Barns to be Captain of the south company or trainband in the society of New Cambridge in the town of Farmington.

This Assembly do establish Mr. Ebenezer Barns to be Lieutenant of the south company or trainband in the society of New Cambridge in the town of Farmington.

This Assembly do establish Mr. Jabez Roberts to be Ensign of the south company or trainband in the society of New Cambridge in the town of Farmington.

This Assembly do establish Mr. John Gardiner to be Ensign of the first company or trainband in the town of Groton.

[369] This Assembly do establish Mr. William Woodford to be Captain of the company or trainband in the society of Northington in the town of Farmington.

This Assembly do establish Mr. Ichabod Norton to be Lieutenant of the company or trainband in the society of Northington in the town of Farmington.

This Assembly do establish Mr. Barnabas Thomson to be Ensign of the company or trainband in the society of Northington in the town of Farmington.

This Assembly do establish Mr. William Budington to be Ensign of the first company or trainband in the town of Fairfield.

This Assembly do establish Mr. John Willy to be Captain of the 12th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Mr. Ebenezer Emons to be Lieutenant of the 12th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Mr. Elisha Fuller to [be] Ensign of the 12th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Mr. Elkanah Cobb to be Captain of the second company or trainband in the 11th regiment in this Colony.

This Assembly do establish Mr. Obadiah Johnson to be Lieutenant of the second company or trainband in the 11th regiment in this Colony.

This Assembly do establish Mr. Ebenezer Baldwin to be Ensign of the second company or trainband in the 11th regiment in this Colony.

This Assembly do establish Mr. William Brockway jun^{r} to be Captain of the 5th company or trainband in the town of Lyme.

This Assembly do establish Mr. Elisha Pitkin to be Lieutenant of the third company or trainband in the town of Hartford.

This Assembly do establish Mr. Benjamin Bull to be Captain of the second company or trainband in the 2d regiment in this Colony.

This Assembly do establish Mr. Isaac Smith to be Lieutenant of the second company or trainband in the 2d regiment in this Colony.

This Assembly do establish Mr. Samuel Treat to be Ensign of the 2d company or trainband in the 2d regiment in this Colony.

This Assembly do establish Mr. John Adams to be Ensign of the fourth company or trainband in the 11th regiment in this Colony.

This Assembly do establish Mr. Samuel Russel to be Captain of the third company or trainband in the 2d regiment in this Colony.

This Assembly do establish Mr. Stephen Foot to be Lieutenant of the 3d company or trainband in the 2d regiment in this Colony.

This Assembly do establish Mr. Moses Royce to be Captain of the first company or trainband in the town of Wallingford.

This Assembly do establish Mr. Lothrop Tyler to be Lieutenant of the first company or trainband in the town of Wallingford.

This Assembly do establish Mr. Joseph Doolittle to be Ensign of the first company or trainband in the town of Wallingford.

[370] This Assembly do establish Mr. Zebulon Parrish to [be] Captain of the sixteenth company or trainband in the 5th regiment in this Colony.

This Assembly do establish Mr. John Linkon to be Lieutenant of the sixteenth company or trainband in the 5th regiment in this Colony.

This Assembly do establish Mr. Shubael Abbee to be Ensign of the sixteenth company or trainband in the 5th regiment in this Colony.

This Assembly do establish Mr. John Davis to be Captain of the 5th company or trainband in the seventh regiment in this Colony.

This Assembly do establish Mr. Robert Griffin to be Lieutenant of the 5th company or trainband in the seventh regiment in this Colony.

This Assembly do establish Mr. Joseph Tomlinson to be Captain of the troop of horse in the fourth regiment in this Colony.

This Assembly do establish Mr. Samuel Blackman to be Lieutenant of the troop of horse in the fourth regiment in this Colony.

This Assembly do establish Mr. Nathan Wells to be Cornet of the troop of horse in the fourth regiment in this Colony.

This Assembly do establish Mr. Ezra Kirtland to be Quarter-Master of the troop of horse in the fourth regiment in this Colony.

This Assembly do establish Mr. Asa Bacon to be Cornet of the troop of horse in the 11th regiment in this Colony.

This Assembly do establish Mr. Samuel Hall to be Quarter-Master of the troop of horse in the 11th regiment in this Colony.

This Assembly do establish Mr. Isaac Moseley to be Captain of the fourth company or trainband in the 6th regiment in this Colony.

This Assembly do establish Mr. Jonathan Hale to be Lieutenant of the fourth company or trainband in the 6th regiment in this Colony.

This Assembly do establish Mr. Samuel Welles to be Ensign of the fourth company or trainband in the 6th regiment in this Colony.

Whereas it is represented to this Assembly that Archibald Phipany, of Stratford in the county of Fairfield, was before the superior court held at Fairfield on the last Tuesday save one in February, 1768, duly convicted of counterfeiting the bills of credit of the Province of New York, by force of which conviction the estate of the said Phipany became forfeit to this Colony; that pending the said prosecution several actions of debt were brought against said Phipany by writs of attachment served on the estate that belonged to said Phipany demanding, as it is represented, greater damages than are justly due to the creditors; that four of said actions are now depending before Fairfield county court, and sundry judgments &c. have been rendered against him by justices of the peace, which judgments &c. have been satisfied out of said estate &c.: Whereupon this Assembly do appoint Gold Selick Silliman, Esq^{r}, of said Fairfield, who is hereby impowered and directed to examine into the matters aforesaid, and to make a reasonable and proper defence on the part of said Phipany in the actions depending against him as aforesaid, and to take all proper measures to make a reasonable and proper saving of the said estate for the benefit of this Colony, and make report of his doings therein to this Assembly at their next sessions.

[371] Whereas Richard Jackson, Esq^{r}, hath procured twelve Mediterranean Passes from the Admiralty office for the use of the inhabitants of this Colony, which are come to hand: His Honour the Governor is desired to dispose of them to the inhabitants of the Colony at such rate as to save the Colony the expence of procuring the said passes, and in the manner directed by the Admiralty office.*

Whereas it hath been represented to this Assembly that there is a tract of land lying in the town of Farmington in

* At the May session, 1767, the Assembly had requested the Governor to send to Mr. Agent Jackson for these passes. *Trade & Maritime Affairs*, ii. 82, 83. They cost £15 sterling. *Mass. Hist. Soc. Collections*, xlix. 293.

the county of Hartford, which was mortgaged to the Governor and Company of this Colony by Gershom Lewis, then of said Farmington, for the security of a sum of money said Lewis borrowed of the government; that the said Lewis soon after absconded and went out of this Colony and since died abroad intestate and insolvent, and no administrator hath ever been appointed on said Lewis's estate; that said land is of little value except for timber, and that there is great waste made of the timber on said tract of land: Whereupon this Assembly do appoint and impower Jonathan Pettibone, Esq^{r}, to enquire into the circumstances of said land and the title the government hath thereto, whether the mortgage hath been sued out. And the said Pettibone is hereby directed to take possession of said tract of land, in the name and behalf of the Governor and Company, as soon as may be, and make report of such his doings and what he shall find relative to said land, to this Assembly.

Whereas it is represented to this Assembly that there is a tract of land lying in the township of Killingly in this Colony that formerly belonged to Capt. John Dwight late of said Killingly, deceased, now set off and belonging to the Governor and Company of this Colony for a debt due from the estate of said deceased to said Colony; and it is further represented that there is much waste made on said land &c.: This Assembly do therefore appoint and impower Capt. Nehemiah Lyon of Woodstock to take care of and sell said land for the best advantage of this Colony, and to make and execute proper deeds of conveyance thereof, and the monies or securities arising on the sale of said land to be by him delivered over into the hands of the Treasurer of this Colony, taking his receipt therefor, and the same to lodge with the Secretary of this Colony.

It being represented to this Assembly that there are sundry parcels of land lying in Kent in the county of Litchfield, which belong to the Governor and Company of this Colony, and that some persons have trespassed and encroached upon the same: It is therefore resolved by this Assembly, that Mr. Cyrus Marsh of said Kent be appointed, and he is hereby appointed and authorized, to remove such encroachments and prosecute all persons that have trespassed or done waste on said land, by suits at law or otherwise, for the recovery of possession and damages for such trespasses, and make report of his doings to this Assembly.

Whereas upon the petition of Thomas Savary of Hebron, preferred to this Assembly in May last, against Asahel Strong

of Colchester and others, representing to said Assembly that on the 16th day of March, A.D. 1763, he, the said Savary, with one Daniel Newcomb and said Strong became bound to William Brattle, Esq^{r}, of Boston, for the payment of £537 15*s.* 0*d.* lawful money, and that said Savary and Newcomb executed an indemnifying bond to said Strong, to save him harmless from said bond executed to said Brattle; that said Strong afterwards brought an action and recovered judgment against said Savary on said indemnifying bond and levied the execution thereon obtained on all the lands and real estate of the petitioner, and that said lands had since passed from said Savary to one Amasai Jones &c.; this Assembly did appoint Joshua West, Elisha Williams and Ebenezer Hartshorn, Esq^{rs}, a committee to examine into said matters and make report to this Assembly, as by said petition on file and bill in form fully appears. And whereas said committee having fully heard said matters have made report to this Assembly, that said bonds were executed and said Strong obtained judgment against the petitioner and took his said [372] lands by execution, and that the debt due to ‖ said Brattle was since fully paid without said Strong's ever paying any part thereof &c., as set forth in said petition; and that in their opinion the said judgment and execution obtained by said Strong against the petitioner and all proceedings thereon ought to be vacated and set aside, and said Savary the petitioner restored to his estate taken from him by said Strong as aforesaid, as by said report appears; which report is approved of and accepted by this Assembly: And thereupon it is further resolved by this Assembly, and this Assembly do hereby decree and order, that the aforesaid judgment obtained by the said Strong against the petitioner on said indemnifying bond be vacated and made null and void, and all after proceedings thereon by force of said execution and after deeds and conveyances, and the same are hereby declared null and void to all intents and purposes as against the said Savary and his estate taken thereby in execution as aforesaid; and the said Savary is hereby restored to his said land and real estate taken by said execution as though the same had never been had and done; and that the petitioner shall and may accordingly have, hold and enjoy the same, said execution and after proceedings and conveyances notwithstanding.

Upon the memorial of the President and Fellows of Yale College in Newhaven, shewing that after faithfully applying all the incomes of college they have been able to collect in

the year past, they find themselves involved in debt £122 16*s.* 10*d.*, and that several things are wanting to put the college in a reputable condition, and some of them necessary, such as finishing the new library and entries of the brick college, a decent fence to the college yard, and more convenient kitchen and dining-room; praying this Assembly to enable them to support the college so as to advance the designs of it &c.: This Assembly grants to the memorialists the sum of one hundred and eighty-two pounds sixteen shillings and ten pence, to be paid by the naval officer for the port of Newhaven out of the impost duties on rum by him collected, or so much thereof as he shall have money arising by said duties. And if he shall not have sufficient in his hands to pay the whole, that then the remainder of said sum shall be paid by the naval officer for the port of New London out of the impost duties by him collected. And the said naval officer or officers are hereby ordered to pay the same to the treasurer of said college, to be improved for payment of said debt and finishing the new library.

Whereas this Assembly at their sessions at Hartford in May last did appoint John Chester, Jabez Hamlin and Alexander Wolcott, Esq[rs], a committee with full power to enquire and examine into certain matters complained of in a petition then preferred by Fally Hopkins, daughter and only heir of Benjamin Hopkins late of Hartford, deceased, against Elisha Hopkins and others, as per petition &c.: and whereas said committee having heard the parties thereon and now reported it as their opinion upon the matter aforesaid, that the said Elisha pay to the said Fally the petitioner the sum of forty pounds lawful money more than what has been heretofore secured to her &c., as per report &c., which report of said committee is now accepted &c., as on file &c.: Resolved by this Assembly, that the said Fally Hopkins do and shall have and recover of the said Elisha Hopkins the sum of forty pounds lawful money, to be levied of the goods, chattels or lands of the said Elisha &c., and that execution be issued by the Secretary accordingly. *Ex. granted for said* £40 0*s.* 0*d. Nov.* 8*th*, 1768.

Whereas this Assembly at their sessions at Hartford in May last did appoint John Chester, Elisha Williams and Jonathan Belding, all of Weathersfield in the county of Hartford, Esq[rs], a committee with full power to examine and enquire into the several matters complained of in a certain petition then preferred by William Morris and others, the heirs of Abram Morriss of said Weathersfield, deceased, shewing that

Eunice Morriss, the widow and administratrix of the estate of the said Abram, had exhibited and unduly procured to [373] be || allowed by the judge of probate &c. a certain book-debt in favour of her father Daniel Belding of said Weathersfield, for the sum of twenty-four pounds lawful money, against said deceased's estate, and that in consequence thereof said administratrix had, unknown to said heirs, obtained liberty of this Assembly in May, 1767, and afterwards an order from said judge of probate, to sell the real estate of said deceased, and had actually sold the same to the said Daniel Belding and one Gershom Bulkley to satisfie said debt &c., which otherwise need not have been done &c. And whereas the said John Chester and Elisha Williams, Esq^rs, (the said Jonathan Belding being removed by death) having fully heard the parties, examined and enquired into said matters, and finding that said debt of twenty-four pounds was unjust and ought not to have been allowed, and also having now reported it as their opinion that all the proceedings consequent thereon were unduly had and procured by said administratrix &c.; which said report is now allowed and accepted &c., as on file &c.: Resolved by this Assembly, that said order and liberty granted to said administratrix in May aforesaid, and the directions of said judge of probate thereon, together with all and every of the deeds or other instruments made to any person or persons whatsoever by the said administratrix, transferring or conveying any part or parcel of the lands or real estate of said deceased, be vacate and become utterly null and void and ineffectual in the law, anything before notwithstanding.

Upon the petition of Daniel Skinner and Jerusha his wife and John Skinner jun^r and Mary his wife, of Hartford, shewing to this Assembly at their sessions in May last, that John Whiting late of said Hartford, deceased, by his last will and testament gave to his five daughters, Jerusha and Mary aforesaid, Anna, Susanna and Sarah, all the money that should be raised out of certain lands in Canterbury which came by his wife Jerusha, in equal proportions &c.; that said land being disposed of in the life time of said Colo. Whiting, on condition the monies should be the daughters', and the monies received and used for the benefit of said Whiting's estate &c.; praying for a decree of the Assembly against the executors of said deceased Colo. Whiting for two-fifths of said monies, and that a committee be appointed to enquire and report &c., as per petition on file; thereupon it was resolved that John Chester, John Ledyard, Esq^rs, and Capt.

John Lawrence be a committee to enquire and report as prayed for; and accordingly said committee make report to this Assembly, that on the first day of October instant they convened the parties before them, heard them, their evidences, pleadings &c. on said complaint, and do find the facts to be true as alledged in said petition, and that said Canterbury lands aforesaid sold for the sum of two hundred and thirty-six pounds seventeen shillings and six pence clear of charges, and that the petitioners are justly entituled to the sum of ninety-four pounds fifteen shillings to be paid to them out of the estate of the said deceased John Whiting, *viz:* to the said Daniel Skinner and Jerusha his wife the sum of forty-seven pounds seven shillings and six pence, and to the said John Skinner jun^{r} and his wife Mary the sum of forty-seven pounds seven shillings and six pence lawful money, as per report on file: Whereupon it is resolved by this Assembly, that the said Daniel Skinner and Jerusha his wife and said John Skinner jun^{r} and Mary his wife recover out of the estate of said John Whiting, deceased, in the hands of his executors, the sum of ninety-four pounds fifteen shillings lawful money, the one half to the said Daniel and Jerusha, and the other half to the said John and Mary, and that execution be granted &c.

Upon the memorial of Charles Caldwell of Hartford and George Caldwell of Salisbury, shewing to this Assembly at their sessions in October last that Josiah Clark of Hartford before the county court held at Hartford on the 2d Tuesday of April, A.D. 1767, recovered a judgment against the petitioners for the sum of £115 15*s.* 2½*d.* lawful money debt, and £5 15*s.* 4*d.* cost of suit, on a return of auditors duly appointed in said case, and that thereby they were greatly injured and hurt, and that they are able to shew that there is nothing due &c.; praying for auditors to be appointed &c., as per memorial on file: and thereupon it was resolved by said Assembly that John Chester, Erastus Wolcott and Jonathan Welles, Esq^{rs}, be and they were appointed auditors in said case &c. and to make report &c.; and accordingly the said auditors on the 24th day of May last convened the [374] || parties before them at Hartford, examined their accompts, heard the parties, their evidences and pleas thereon &c., report to this Assembly, that they find nothing due from said Caldwells to said Clark on accompt, and thereon are of opinion that said Clark pay to said Caldwells their cost; which report being accepted and approved by this Assembly: And thereupon it is resolved by this Assembly,

that the said Josiah Clark pay to said George and Charles Caldwell their cost, taxed and allowed to be £ lawful money, and that execution be granted &c.

Upon the memorial of Samuel Wadsworth and others, proprietors of the north meadow in the town of Hartford, shewing to this Assembly at their sessions in May last, that the cart-way from the bridge at the south end of said meadow about three miles through said meadow north to Windsor line needed to be widened and ascertained by proper meets and bounds to accommodate said proprietors their improvement in said meadow, praying for a committee for that purpose, as per memorial on file; and thereupon Thomas Hosmer, Esq^{r}, Messrs. John Whitman and Benjamin Colton were appointed a committee to go and view said road, hear the parties, and to lay out and ascertain by meets and bounds said road, and make return thereof with their opinion &c.; who accordingly report to this Assembly, that on the 10th day of instant October they viewed said road, heard all parties, and are of opinion that there is need of said road's being widened and staked out as prayed for; and accordingly said committee began at Windsor line and laid out said highway or road two rods wide running southerly about thirty-seven degrees west, and at the end of every forty rods erected bounds or monuments, and in the lane near the bridge, the way not being quite straight, they erected bounds every three or four chains till they came to said bridge in said meadow: Resolved by this Assembly, that said road or cart-way as laid out through said meadow by the committee aforesaid be and the same is hereby ordered and established to be and remain a road or cart-way through said meadow forever, for the use of the proprietors of said meadow.

Upon the petition of Samuel Peters, Neziah Bliss and Martha his wife, all of Hebron in the county of Hartford, executors (the said Neziah in right of his said wife) of the last will and testament of Samuel Shipman jun^{r} late of said Hebron, deceased, which said Samuel was in his life time executor of the last will and testament of Samuel Shipman the elder late of said Hebron, deceased, representing that many and great difficulties have arisen in the settlement of the estate of the said Samuel the elder, and that an equitable settlement thereof cannot be effected without the interposition of equity; praying for a committee &c., as by the petition on file may at large appear: Resolved by this Assembly, that Zebulon West, William Wolcott and Ephraim Root, Esq^{re}, be and they are hereby appointed a committee, to

repair to said Hebron and to examine the several matters alledged and contained in said petition, and to report to the General Assembly what they shall find in the premises and their opinion thereon.

Upon the memorial of Isaac Hall and others, members of the society of Meriden in the town of Wallingford, representing to this Assembly that said society being destitute of a gospel minister made application to Mr. John Hubbard jun^{r} of New Haven, and invited him to settle in said society; that said Mr. Hubbard has been for many years past reputed unsound in the faith, and that having preached some time in said society and the memorialists, being greatly dissatisfied with the doctrines he taught, exhibited a complaint against him to the association for heresie, who recalled the lycence they had given him to preach, declaring they could no longer approve of him as a suitable candidate to be improved in the ministry; that nevertheless said society, in November last, agreed with said Mr. Hubbard for settlement among them by [375] a majority of about twenty-five persons; || that not being able to effect his ordination they have continued and still continue said Mr. Hubbard as a preacher among them, though there is near one half the society in number and list who cannot in conscience attend his ministry; that said society have laid a tax on the members of it to pay Mr. Hubbard for preaching and defray the charges of his intended ordination; that by their continuing him in said society no minister can be settled, nor any orthodox regular candidate be introduced or improved; that said society and church have renounced the ecclesiastical constitution of this Colony, so that they cannot be called to an account by an ecclesiastical council, though the memorialists continue to adhere to the established constitution, which they highly value &c.; praying for relief &c., as per memorial on file: Resolved by this Assembly, that Joseph Spencer, Zebulon West, Esq^{rs}, and Mr. Jonathan Welles be, and they are hereby appointed, a committee to repair to said Meriden, with full power and authority to examine all the matters and things complained of in said memorial or relating thereto, and the state of said society, and to hear all the concerned, and to make report of what they shall find with their opinion thereon to this or the next General Assembly to be holden at Hartford in May next, and that in the meantime the tax mentioned in said memorial be not levied upon the memorialists and those who have been aggrieved with said proceedings of said society.

Upon the memorial of the inhabitants of the society of

Kensington preferred to Assembly in May last, representing that the said inhabitants have laboured under great difficulties for a long time by reason of their situation with regard to their meeting-house &c., and that a division of said society into two distinct ecclesiastical societies is become necessary, and that the same may be done in the best manner by a northerly and southerly line to be drawn through the same, as is particularly specified and set forth in said memorial, which memorial came to this Assembly by continuance from May last; and here the parties appearing and being heard upon the matters in said memorial set forth: It is resolved by this Assembly, that Elisha Sheldon, Daniel Sherman and Benjamin Payne, Esq^{rs}, be and they are hereby appointed a committee with full power, to repair to said society and view and consider all the circumstances of said society and all matters relating thereto, and make report to this Assembly at their present or next sessions of what they shall find in the premises with their opinion thereon.

Upon the memorial of the inhabitants of the society of Westfield, preferred to this Assembly in May last and brought here by continuance, representing that said society labour under great difficulties on account of the last affixing the place for building a meeting-house in said society; praying for a committee to view and report concerning the proper place under all circumstances to build such house: Resolved by this Assembly, that Shubael Conant, Ebenezer Hartshorn and Daniel Brainerd, Esq^{rs}, be and they are hereby appointed a committee with full power, to repair to said society, notifie the inhabitants, and view and consider all the circumstances of said society relating to said matters, and designate the proper place whereon the meeting-house of said society ought in their opinion to be placed, and make report to this Assembly at their present or next sessions.

Upon the memorial of Mary Wooster, of Stamford in Fairfield county, administratrix on the estate of Ebenezer Wooster late of said Stamford, deceased, representing to this Assembly that the debts &c. due from the estate of said deceased surmount the personal estate of said deceased the sum of £78 3*s*. 9*d*. lawful money; praying to be impowered to sell real estate to raise said sum together with the incident charges of such sale &c., as per memorial on file: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted unto her, to sell of the real estate of said deceased so much as shall be necessary to raise said sum of £78 3*s*. 9*d*. lawful money,

together with the incident charges of such sale; taking the direction of the court of probate for the district of Stamford therein.

[376] Upon the memorial of Caleb Turner of Hartford, shewing to this Assembly that his son Peletiah Turner was bound over to the superior court held at Hartford on the first Tuesday of September, 1765, for counterfeiting and uttering eighteen-penny pieces made of base metal &c., and that at said superior court said Caleb Turner became bound with said Peletiah in a recognizance of sixty pounds money that the said Peletiah should appear and abide the judgment of the then next superior court &c., and that it so happened that said Peletiah's business required him to go to sea, and the stamp-act being about to take place he incautiously went to sea, so that the said bond became forfeited &c.; praying that the sum might be chancered down &c., as per memorial on file: Resolved by this Assembly, that said bond of recognizance be and the same is hereby chancered and abated down to the sum of twenty pounds lawful money only; and the King's Attorney of said Hartford county, who has the care of said bond, is hereby ordered on said Caleb's giving good security for said sum of twenty pounds on interest, payable in two years from this time, to release and discharge said Caleb from said bond of sixty pounds and from all demands arising thereon.

Upon the memorial of John Hopson, William Chittenden, Nathaniel Rossiter and Joseph Pynchon, selectmen of the town of Guilford, shewing to this Assembly that Thankful Dudley of said Guilford hath by the providence of God fallen into distraction and become *non compos mentis*, and thereby rendered unable to support and provide for herself, but hath been for several years past, and still is, wholly supported and provided for by the selectmen of said town out of the town treasury, which hath already cost at least one hundred pounds, a much larger sum than the whole value of her estate, which consists only of a small right or share in about sixteen acres of land lying in the parish of North Bristol in said Guilford, not worth more than ten pounds; praying for liberty to sell said estate &c.: Resolved by this Assembly, that Mr. John Hopson of said Guilford have liberty, and he is hereby fully authorized and impowered, to make sale of said right of land belonging to said Thankful and to account to the selectmen of said town of the avails thereof, that the same may be improved for her relief and benefit.

Upon the memorial of the inhabitants of the society of

Torringford, shewing to this Assembly that whereas the said society consists of about ten thousand acres of land in the whole, (seven thousand acres of which land belongs to non-resident proprietors,) the value of which land has been greatly increased by the labours of the present inhabitants, who have proceeded to build a meeting-house, which is not yet fully finished, and are also desirous of settling a gospel minister among them, which they are not of ability to effect unless some further provision is made by taxing the lands &c.; praying this Assembly that a suitable tax may be granted on all the lands in said society, whether belonging to the inhabitants of said society or to non-residents, for the purpose of settling a minister and finishing a meeting-house &c., as per said memorial on file: Resolved by this Assembly, that a tax of two pence lawful money per acre be granted on all the lands in said society for the space of three years next coming, to be improved for the purpose aforesaid, and the same is hereby granted and allowed: the first tax to be levied and collected by the first day of March next, and so annually until the expiration of said three years as aforesaid. And this Assembly do hereby impower, authorize and appoint John Burr of said Torringford, to collect the same for the purposes aforesaid, with all the powers necessary and requisite for that purpose.

Upon the memorial of Edward Mott, of Preston in the county of New London, conservator to the persons and estates of James Treat and Jerusha Treat, both of said Preston, representing to this Assembly that the said James and Jerusha Treat are impotent persons, incapable to take care and provide for themselves; that their estate consists wholly in lands and real estate; that they are become indebted for their past maintenance and support upwards of [377] two hundred || pounds &c.; praying this Assembly that some meet person may be appointed to make sale of the whole of the real estate of the said James and Jerusha Treat for their use and benefit &c., as per memorial on file: Resolved by this Assembly, that the selectmen of the town of Preston be and they are hereby appointed and fully authorized and impowered, to make sale of all the lands and real estate of the said James and Jerusha Treat, in the best manner it may be done, for the true and just value thereof, and to make and execute a deed or deeds thereof to such person or persons as shall purchase the same; taking the advice and directions of the county court in the county of New London therein; and to render their account of the avails

of said lands to the said conservator, or to such other person or persons as shall succeed him in the oversight, care and management of the said James and Jerusha and their estates.

Upon the memorial of Stephen Betts and Asa Cole, executors of the last will and testament of David Betts late of Norwalk, deceased, shewing to this Assembly that the debts exhibited against the estate of said deceased to the court of probate for the district of Fairfield and allowed by said court, surmount the inventoried moveable estate of said deceased the sum of £56 0*s*. 9*d*. lawful money; praying for liberty to sell so much of said deceased's real estate as will be sufficient to satisfie and pay said sum of £56 0*s*. 9*d*. lawful money, with the incident charges arising on such sale: Resolved by this Assembly, that the memorialists have liberty, and they are hereby authorized and impowered, to sell so much of the real estate of said deceased as will be sufficient to satisfie and pay the aforesaid sum of £56 0*s*. 9*d*. lawful money, together with the incident charges that may arise on such sale; taking the directions of the court of probate for the district of Fairfield therein.

Upon the memorial of Tarbal Whitney of Canaan, administrator on the estate of Joshua Whitney late of Plainfield, Esq^{r}, deceased, shewing to this Assembly that the said administrator having expended the avails of a former grant to sell lands of said deceased for the payment of his debts and settled the same with the court of probate for the district of Plainfield, and the said court of probate having accepted and allowed a further account of debts now due from said estate, amounting to the sum of £56 9*s*. 9½*d*.; praying for some proper person to be authorized to make further sale of lands for the payment of said outstanding debts: Resolved by this Assembly, that the said administrator be authorized and impowered to make further sale of so much of the real estate of said deceased as to raise the said sum of £56 9*s*. 9½*d*. lawful money, for payment of said outstanding debts, with incident charges of sale; taking advice and direction of the court of probate for the district of Plainfield therein.

Upon the memorial of Divan Berry of Wallingford, administrator on the estate of Divan Berry late of said Wallingford, deceased, representing to this Assembly that the debts &c. due from the estate of said deceased surmount the inventoried moveable estate of said deceased the sum of £58 15*s*. 8*d*. lawful money; praying to be impowered to sell so much of the real estate of said deceased as shall be sufficient to raise said sum of £58 15*d*. 8*s*. lawful money, together with

the incident charges of such sale, as per memorial on file: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted unto him, to sell so much of the real estate of said deceased as shall be necessary to raise said sum of £58 15*s.* 8*d.* lawful money, together with the incident charges arising on such sale; taking the direction of the court of probate for the district of Newhaven therein.

Upon the memorial of Samuel Jarvis, of Stamford in Fairfield county, administrator (*cum testamento annexo*) on the estate of Samuel Scofield late of said Stamford, deceased, shewing to this Assembly that the debts due from the estate of said deceased and a small legacy given by said deceased in his last will to his widow surmount the personal estate of said deceased the sum of £59 12*s.* 2½*d.* lawful money &c., and praying to be impowered to sell so much of the real estate of said deceased as shall be sufficient to raise said sum together with the incident charges of such sale, as per memorial on file: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted to him, to sell so much of the real estate of said deceased as shall be sufficient to raise said sum of £59 12*s.* 2½*d.* lawful money, together with the incident charges arising on such sale; taking the direction of the court of probate in the district of Stamford therein.

[378] Upon the memorial of Andrew Young of Cornwal, administrator on the estate of John Young late of Cornwal, deceased, shewing to this Assembly that the personal estate of said deceased and the avails of a former grant of this Assembly for the sale of land has been expended in the payment of the debts of said deceased; that there are debts due from said estate to the amount of £106 7*s.* 2*d.* according to the allowance of the court of probate for the district of Litchfield, and praying for some proper person to be authorized to make further sale of lands for the discharge of said outstanding debts: Resolved by this Assembly, that the said Andrew Young be authorized and impowered to make further sale of so much of the real estate of said deceased as to raise the sum of £106 7*s.* 2*d.* lawful money, for the payment of said outstanding debts and incident charges of sale; taking the advice and direction of said court of probate in the premises.

Upon the memorial of Zebulon Parrish, of Windham in Windham county, and John Whitman and Content Whitman of Norwich, administrators on the estate of Thomas Kingsbury, late of said Windham in the district of Windham,

deceased, shewing to this Assembly that the debts, charges and allowances due from the estate of said deceased surmount the moveable part of said estate the sum of £63 19*s.* 3*d.* lawful money, and praying for liberty and power to make sale of so much of the real estate of said deceased as will raise said sum of £63 19*s.* 3*d.* lawful money, with incident charges of said sale, taking direction of the court of probate &c., as per memorial on file: Resolved by this Assembly, that liberty and authority be, and liberty and authority is hereby, granted unto Zebulon Parrish, memorialist as above-said, to sell so much of the real estate of said deceased as shall raise the aforesaid sum of £63 19*s.* 3*d.* lawful money, with incident charges arising on such sale; taking the direction of the court of probate for the district of Windham therein.

Upon the memorial of Wooster Twitchel, of Derby in the county of Newhaven, administrator on the estate of Daniel Hull late of said Derby, deceased, representing to this Assembly that the debts &c. due from the estate of said deceased Daniel Hull surmount the whole moveable estate of said deceased the sum of £19 12 2, lawful money; praying this Assembly to impower him to sell so much of the real estate of said deceased as shall be sufficient to pay said sum together with the incident charges &c., as per memorial on file: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted to him, to sell so much of the real estate of said deceased as shall be sufficient to pay said sum of £19 12*s.* 2*d.* lawful money; taking the directions of the court of probate for the district of Newhaven therein.

Upon the memorial of William Gray and Elizabeth Gray, of Fairfield in Fairfield county, executors of the last will and testament of William Gray late of said Fairfield, deceased, shewing to this Assembly that the debts due from the estate of said deceased William Gray exhibited to and allowed in the court of probate for the district of Fairfield, including a small allowance of necessaries made to the widow of said William, exceeds the inventoried moveable estate of said deceased William the sum of £5 10*s.* 1½*d.* lawful money; praying that some proper person may be authorized and impowered to make sale of so much of the real estate of said deceased William as will be sufficient to raise said sum with incident charges &c., as per memorial on file: Resolved by this Assembly, that the aforesaid William Gray, one of said executors, be and he is hereby fully authorized and impowered

to make sale of so much of the real estate of said deceased William Gray as will be sufficient to raise said sum of £5 10*s*. 1½*d*. lawful money, together with the incident charges of sale; taking the advice of the court of probate in the district of Fairfield therein.

Upon the memorial of James Pardee of Sharon, administrator upon the estate of Jehiel Pardee late of said Sharon, deceased, shewing to this Assembly that the debts due from the estate of said deceased, with what was allowed to the widow for the necessary support of herself and family, surmount the moveable part of said estate the sum of £21 4*s*. 3*d*., and praying for liberty to sell so much of the lands of said deceased as to procure said sum, with incident charges of sale, as per memorial &c.: Resolved by this Assembly, that the memorialist have liberty and he is hereby impowered, to sell so much of the lands of the said Jehiel Pardee, deceased, as to procure said sum of £21 4 3, with incident charges of sale; taking direction of the court of probate in the district of Sharon therein.

[379] Upon the memorial of Benjamin Burret, of Newtown in the county of Fairfield, administrator on the estate of Josiah Burret late of said Newtown, deceased, representing to this Assembly that the real estate of said deceased amounts to the sum of £12 0*s*. 0*d*. and his personal estate to the sum of £6 11*s*. 8*d*., and the debts due from said estate as allowed by the court of probate for the district of Danbury, together with a small allowance of said estate to the widow of the deceased, amounts to the sum of £18 7*s*. 7*d*., which surmounts the personal estate the sum of £11 15*s*. 11*d*., for the payment of which the said memorialist hath nothing in his hands; praying for liberty to make sale of said real estate to pay said sum, as per memorial on file may appear: Resolved by this Assembly, that liberty be granted, and liberty is hereby granted to the said Benjamin Burret, to sell the lands of the deceased Josiah Burret to pay said debts with the incident charges arising thereon; taking the direction of the court of probate for the district of Danbury therein.

Upon the memorial of Samuel Gilbert, administrator on the estate of Hannah Smith late of Newhaven, deceased, representing to this Assembly that the debts and charges due from the estate of said deceased surmount the moveable part of said estate the sum of £14 4*s*. 4*d*.; praying for liberty to sell so much of the real estate of said deceased as shall be sufficient to pay said sum with the incident charge of sale &c.,

as per memorial on file appears: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted unto him, to sell so much of the real estate of said deceased as shall be sufficient to pay said sum of £14 4*s*. 4*d*. together with the incident charges of such sale; taking the direction of the court of probate for the district of Newhaven therein.

On the memorial of David Wells and Naomi Wells, husband and wife, the said Naomi as she is administratrix (*cum testamento annexo*) on the estate of David Crowfoot late of Redding, deceased, and said David Wells in right of his wife, said Naomi, shewing to this Assembly that the debts exhibited against the estate of said deceased to the court of probate for the district of Fairfield and allowed by said court, together with a small allowance of necessaries made the widow of said deceased, surmount the inventoried moveable estate of said deceased the sum of £20 17*s*. 1*d*. lawful money, and that said deceased in his life time made his last will and testament and therein appointed Daniel Hill executor thereof, and ordered and impowered said Hill to make sale of two certain tracts or parcels of land, as mentioned in said memorial, for the payment of such part of said deceased's debts as his moveable estate should fall short; praying for liberty to sell so much of such part of said two pieces of land as will be sufficient to satisfie and pay said sum of £20 17*s*. 1*d*. with the incident charges arising on such sale; and further praying that, if it should so happen that said two pieces of land will not be sufficient to satisfie and pay said sum of £20 17*s*. 1*d*. with the incident charges arising on such sale, for liberty to sell so much of said deceased's other real estate as will be sufficient to satisfie and pay such part of said £20 17*s*. 1*d*. lawful money with the incident charges arising on such sale as said two pieces of land happen to fall short: Resolved by this Assembly, that said memorialists have liberty, and they are hereby authorized and impowered, to sell so much and such part of said two tracts of land as will be sufficient to satisfie and pay said sum of £20 17*s*. 1*d*. lawful money, with the incident charges arising on such sale. And if it should so happen that said two pieces of land fall short to satisfie and pay said sum of £20 17*s*. 1*d*. lawful money, then the memorialists have liberty and they are hereby authorized and impowered, to sell so much and such part of said deceased's other real estate as will be sufficient to satisfie and pay such part of said £20 17*s*. 1*d*. lawful money, with the incident charges arising on such sale, as said two

pieces of land happen to fall short; taking the direction of the court of probate for the district of Fairfield therein.

Upon the memorial of Mary Canfield and John Canfield, both of Derby in the county of Newhaven, administrators on the estate of Doct. Samuel Canfield late of said Derby, deceased, representing to this Assembly that the debts due from said estate surmount the personal estate the sum of £388 19*s.* 3*d.*; praying this Assembly to grant liberty to sell so much of the real estate of said deceased as to amount [380] to said sum with the incident charge &c.: || Resolved by this Assembly, that the said Mary Canfield and John Canfield, administrators, have and they are hereby authorized and impowered to sell so much of the real estate of said deceased Doct. Samuel Canfield as to make said sum of £388 19*s.* 3*d.* money, together with the incident charges thereon arising; taking the directions of the court of probate for the district of New Haven therein.

Upon the memorial of Jabez Thomson, administrator (*cum testamento annexo*) upon the estate of Daniel Tomson late of Newhaven, deceased, representing to this Assembly that the debts &c. due from the estate of said deceased surmount the moveable part of said estate the sum of £47 10*s.* 8*d.*, and that the deceased hath not made any provision in his will for the payment of said sum; praying this Assembly to impower him to sell so much of the real estate of said deceased as shall be sufficient to pay said sum together with the incident charge &c., as per memorial on file: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted unto him, to sell so much of the real estate of said deceased as shall be sufficient to pay said sum of £47 10*s.* 8*d.* together with the incident charge of such sale; taking the direction of the court of probate for the district of Newhaven therein.

Upon the memorial of Mirriam Basset, administratrix on the estate of Abel Basset late of Newhaven, deceased, representing to this Assembly that the debts and charges due from the estate of said deceased, together with some allowance to the widow, surmount the moveable inventoried estate the sum of £50 16*s.* 10½*d.* lawful money; praying for liberty to sell so much of the real estate of said deceased as shall be sufficient to pay said sum &c., as per memorial on file appears: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted unto her, to sell so much of the real estate of said deceased as shall be sufficient to pay said sum of £50 16*s.* 10½*d.* together with

the incident charge of such sale; taking the direction of the court of probate for the district of Newhaven therein.

Upon the memorial of John Waddams, administrator on the estate of Caleb Waddams late of Glastonbury in the district of Hartford since of Pittsfield, deceased, shewing that the debts and charges due from the estate of said deceased surmount the moveable estate of said deceased the sum of £53 4*s*. 3½*d*. lawful money, and for the payment thereof he hath no moveables to pay the same; praying for liberty for said memorialist or some other person, to sell so much of the real estate of said deceased as would raise said sum of £53 4*s*. 3½*d*. &c. with incident charges of sale, as per memorial on file: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted to him, to make sale of so much of said real estate as to raise said sum of £53 4*s*. 3½*d*. to satisfie said debts and charges, with incident charges of sale thereof; taking the direction of the court of probate for the district of Hartford therein.

Upon the memorial of Timothy Tiffany of Lyme, shewing to this Assembly that he used for many years the fishery adjoining to his own land in Eight Mile River in Lyme, but by repealing the laws enabling the county court to regulate said fishery the regulations made by said court were made void &c.; praying for a committee to view the circumstances of said fishery, notifie the proprietors and report &c., as per memorial on file: Resolved by this Assembly, that John Tully, Hezekiah Whittelsey and John Shipman, Esq^rs^, of Saybrook, be and they are hereby appointed a committee to repair to said Eight Mile River, notifie the proprietors, and view the circumstances of said fishery and report what they shall find with their opinion to this or the next Assembly; and that said committee do make such regulations for the carrying on said fishery as they shall judge best for the public advantage, which regulations shall be conclusive to all parties interested until the sessions of this Assembly in May next. All at the cost of the memorialist.

Upon the memorial of Gideon Booth, administrator (*cum testamento annexo*) upon the estate of Nathan Booth late of Stratford, deceased, shewing to this Assembly that the debts [381] exhibited || and allowed against said estate surmount the moveable part of said estate the sum of £24 8*s*. 3*d*. lawful money, and that the said testator in his last will made no provision for the payment of said debts but by sale of his moveable estate, and praying for liberty to sell real estate &c., as per memorial on file: Resolved by this

Assembly, that the memorialist have liberty as he is hereby impowered, to make sale of so much of the real estate of the said deceased as to make said sum of £24 8*s*. 3*d*. lawful money, with incident charges arising on said sale; taking the direction of the court of probate for the district of Fairfield therein.

Upon the memorial of James Beard, of Derby in the county of Newhaven, administrator on the estate of Waterous Clark late of said Derby, deceased, representing to this Assembly that the debts due from the estate of said Clark, deceased, surmount the personal estate of said deceased the sum of £32 12 11 money; praying for liberty to sell so much of the real estate of said deceased as to make said sum with the charges arising thereon &c.: Resolved by this Assembly, that the said Beard be and he hereby is authorized and impowered, to sell so much of the real estate of said deceased Waterous Clark as to make said sum of £32 12*s*. 11*d*. money, together with the incident charges thereon arising; first taking the direction of the court of probate for the district of Newhaven therein.

Upon the memorial of James Frisbie and others, inhabitants of that part of New Hartford included in the bounds of the society of Torringford, shewing to this Assembly that they are now obliged to do military duty in the company in said New Hartford, and that they are at a great distance from the place of parade in said company &c.; praying that they and all others who are or shall be settled on the lands in said New Hartford within said society of Torringford may be annexed to the military company within the said society &c., as per memorial on file: Resolved by this Assembly, that the memorialists and all others who are or shall be settled in that part of New Hartford which is within said society of Torringford be and they are hereby annexed to the military company in said society, and for the future shall attend military duty with said company in said society.

On the memorial of Robert Clark, of Hadam in the county of Hartford, administrator on the estate of Samuel Haughton late of said Hadam, deceased, shewing to this Assembly that the debts and charges due from the estate of said deceased and allowed by the court of probate for the district of Middletown surmount the moveable part thereof the sum of £47 17*s*. 7*d*. lawful money, and thereupon praying for liberty to sell real estate &c.: Resolved by this Assembly, that the memorialist be impowered and he is hereby authorized and impowered, to sell so much of the real estate of said deceased

as will procure the aforesaid sum of £47 17*s.* 7*d.* lawful money, together with the incident charges of such sale; taking the direction of the court of probate in the district of Midletown therein.

On the memorial of Lydia Bartlet of Chatham, administratrix on the estate of the Rev^d^ Moses Bartlet late of Midletown, deceased, shewing to this Assembly that the debts and charges exhibited against the estate of said deceased and allowed by the court of probate for the district of Midletown surmount the moveable part of said estate the sum of £342 10*s.* 0*d.* lawful money, and thereupon praying for liberty to sell real estate &c.: Resolved by this Assembly, that the memorialist have liberty and she is hereby authorized and impowered, to sell so much of the real estate of said deceased as will procure the aforesaid sum of £342 10*s.* 0*d.* lawful money, together with the incident charges arising on such sale; taking the direction of the court of probate for the district of Midletown therein.

Resolved by this Assembly, That Roger Sherman, John Whiting, Esq^rs^, and Mr. Daniel Humphrey, all of Newhaven, be and they are desired and appointed to prepare as soon as may be a proper and accurate Table or Index of all the Laws of this Colony, to be printed for the use of the inhabitants thereof.

Resolved by this Assembly, That there be procured and placed convenient step-stones to the court house in New Haven to the easterly and westerly doors, as soon as may be: the one half of the expence of which to be borne by the Colony, provided one quarter thereof be borne by the county of New Haven and the other quarter by the town of Newhaven. And the county court of said county to take care to get the same done upon the terms aforesaid.

[382] *Resolved by this Assembly*, That the Treasurer of this Colony be ordered to attend on this Assembly on Thursday the 27th of October instant, furnished with money to pay the members thereof.

This Assembly grants to the Honorable William Pitkin, Esq^r^, Governor of this Colony, the sum of one hundred and fifty pounds, for the last half of his salary of the current year.

This Assembly grants to the Hon^ble^ Jonathan Trumbull, Esq^r^, Deputy Governor of this Colony, the sum of fifty pounds, for the last half of his salary of the current year.

Ordered by this Assembly, That the Treasurer of this

Colony pay out of the public treasury to Mr. Timothy Green twenty pounds and six pence, the balance of his account exhibited to and allowed by this Assembly.

This Assembly grants to Thomas and Timothy Green the sum of one hundred and fifty pounds, for printing one thousand and one hundred copies of the additions to the laws of this Colony from page 262 to the present time, to be paid out of the treasury of this Colony. Any further allowance for that service is referred to further consideration. A copy of this resolve to be a sufficient order to the Treasurer to pay the aforesaid one hundred and fifty pounds.

It is ordered, That the issuing execution upon the decree of this Assembly passed last May in favour of Samuel Tozer against Silas Dean, and which was ordered to be suspended until the rising of this Assembly at this time, be suspended and postponed until the rising of this Assembly by adjournment.

Voted, That his Honour the Governor be desired to adjourn this Assembly as soon as may conveniently be done on this 28th instant, to be held again on the fifth of January next at New Haven, then and there to finish the business lying before this Assembly.

The Sums total of the Lists of the Polls and Rateable Estate in the several Towns in this Colony for the Year 1768, as returned to this Assembly, viz:

Hartford,	£42628	9	0	East Hadam,	£25923	13	0
Tolland,	13080	6	0	Suffield,	18904	12	0
Enfield,	12300	7	0	Bolton,	9777	0	0
East Windsor,	25843	0	0	Glastonbury,	16017	1	8
Windsor,	22528	16	8	Wellington,	6972	0	4
Farmington,	58504	7	11	Colchester,	32484	17	0
Hadam,	15052	19	3	Stafford,	9593	14	3
Chatham,	20005	7	0	Symsbury,	27773	12	0
Hebron,	21071	4	0	Somers,	8454	5	0
Weathersfield,	31493	9	9	Midletown,	40932	7	9
New Haven,	62306	9	1	Guilford,	33940	14	1½
Derby,	17045	8	6	Branford,	22606	17	3
Durham,	12092	8	10	Wallingford,	49723	19	2
Milford,	28559	18	1	Waterbury,	32291	14	0
[383]N.London,	36959	18	0	Norwich,	64423	15	1
Killingworth,	18633	12	6	Preston,	23328	9	6
Stonington,	38058	6	8	Groton,	25248	11	0
Lyme,	26941	18	0	Fairfield,	48214	4	9
Redding,	13465	6	11½	Saybrook,	25822	12	9½
Ridgefield,	16923	0	0	Greenwich,	22137	1	0
Stratford,	47996	19	3	Danbury,	25003	8	3

Norwalk,	£39977	2	0	New Fairfield,	£12016	8	6
Newtown,	20197	1	6	Stamford,	31448	12	6
Windham,	30652	12	11	Killingly,	25359	11	0
Lebanon,	40949	0	9	Plainfield,	13700	0	0
Pomfret,	24927	13	0	Canterbury,	19239	0	0
Coventry,	21574	13	10	Voluntown,	12614	1	6
Mansfield,	20167	18	0	Ashford,	15571	16	0
Woodstock,	20000	0	0	Litchfield,	20147	17	0
New Milford,	23717	10	6	Salisbury,	14706	3	6
Goshen,	10658	1	3	Kent,	15529	5	10
Canaan,	13341	7	0	Sharon,	15615	11	0
New Hartford,	6992	0	6	Harwinton,	6725	5	0
Woodberry,	50553	14	7	Torrington,	5431	2	0
Cornwall,	6931	15	6				

This Assembly, pursuant to a resolve of the same and order of the Governor, was adjourn'd by proclamation, to be held again at Newhaven on the fifth day of January next.

Teste GEORGE WYLLYS Secret'y.

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[384] *Anno Regni Regis Georgii tertii nono.*

AT A GENERAL ASSEMBLY OF THE GOVERNOR AND COMPANY OF HIS MAJESTY'S ENGLISH COLONY OF CONNECTICUT IN NEW ENGLAND IN AMERICA HOLDEN AT NEW HAVEN IN SAID COLONY (BY ADJOURNMENT) ON THE FIFTH DAY OF JANUARY, AND CONTINUED BY SEVERAL FURTHER ADJOURNMENTS UNTIL THE 27TH DAY OF THE SAME MONTH, ANNOQUE DOMINI 1769.

Present:

The Honorable William Pitkin, Esq^r^, *Governor.*

The Honorable Jonathan Trumbull, Esq^r^, *Deputy Governor.*

Hezekiah Huntington, Esq^r^, William Pitkin Jun^r^, Esq^r^,
Mathew Griswold, Esq^r^, Roger Sherman, Esq^r^,
Shubael Conant, Esq^r^, Robert Walker, Esq^r^,
Elisha Sheldon, Esq^r^, Abraham Davenport, Esq^r^,
Eliphalet Dyer, Esq^r^, Joseph Spencer, Esq^r^,
Jabez Huntington, Esq^r^,
} *Assistants.*

Representatives or Deputies of the Freemen of the several Towns are as follow, viz:

Capt. John Lawrence, Mr. Benjamin Payne, for Hartford.
Capt. John Strong, Capt. Isaac Lee, for Farmington.
Mr. Alexander Wolcott, Capt. Josiah Bissell, for Windsor.
Capt. Jonathan Pettibone, Mr. Oliver Humphrey, for Symsbury.
Capt. Hez. Brainerd, for Hadam.

Capt. Christopher Holmes, for East Hadam.
Mr. John Phelps, Capt. Obadiah Horsford, for Hebron.
Mr. Edward Collins, Capt. Ephraim Pease, for Enfield.
Mr. Daniel Alden, Capt. Samuel Davis, for Stafford.
Zebulon West, Esq^{r}, Capt. Samuel Chapman, for Tolland.
Capt. Joel White, Capt. Thomas Pitkin, for Bolton.
Capt. Samuel Kent, Mr. Alexander King, for Suffield.
Mr. Moses Holmes, Mr. John Weston, for Wellington.
Jabez Hamlin, Esq^{r}, Mr. Seth Wetmore, for Midletown.
Mr. William Wolcott, Maj^{r} Erastus Wolcott, for East Windsor.
Mr. William Welles, Mr. John Kimberly, for Glastonbury.
Mr. Emery Pease, Capt. Luke Cooley, for Somers.
John Chester, Esq^{r}, Mr. Silas Dean, for Weathersfield.
Capt. Henry Champion, Capt. Peter Bulkley, for Colchester.
Mr. Samuel Bishop, Mr. Joshua Chandler, for Newhaven.
Mr. Samuel Hickcox, Capt. Jonath. Baldwin, for Waterbury.
Mr. Josiah Rogers, Mr. James Barker, for Brandford.
[385] Colo. Elihu Chauncey, Capt. James Wadsworth, for Durham.
Capt. Abel Gun, Mr. Jonathan Davis, for Derby.
Mr. Nathaniel Hill, Mr. John Burgis, for Guilford.
Capt. Meacock Ward, for Wallingford.
Capt. John Fowler, Maj^{r} Edward Allen, for Milford.
Mr. Richard Law, Mr. William Hilhouse, for New London.
Mr. Samuel Selden, Mr. Sam^{l} Holden Parsons, for Lyme.
Mr. Charles Phelps, Capt. Phineas Stanton, for Stonington.
Capt. Moses Fish, Capt. Benadam Gallop, for Groton.
Capt. Hez^{h} Whittelsey, for Saybrook.
Mr. Theophilus Morgan, Capt. John Pierson, for Killingworth.
Mr. Joseph Tracey, Mr. Elisha Fitch, for Norwich.
Mr. Simon Brewster, Capt. Joseph Tyler, for Preston.
Ebenezer Silliman, Esq^{r}, Capt. David Burr, for Fairfield.
Colo. Thomas Fitch, Mr. Thomas Belden, for Norwalk.
Capt. John Mead, Capt. Edward Brush, for Greenwich.
Capt. Henry Glover, Mr. Richard Fairman, for Newtown.
Maj^{r} Charles Webb, Mr. Benjamin Weed, for Stamford.
Capt. Stephen Mead, for Redding.
Capt. Daniel Taylor, for Danbury.
Mr. Nehemiah Beardslee, Mr. Ephraim Hubbel, for New Fairfield.
Capt. Theophilus Nickols, Capt. Agur Tomlinson, for Stratford.
Mr. Sam^{l} Olmstead, Mr. William Lee, for Ridgefield.
Capt. Jonathan Kingsbury, Mr. Nathaniel Wales, for Windham.
Maj^{r} William Williams, Capt. William Symms, for Lebanon.

Mr. Phineas Strong, Mr. Richard Hale, for Coventry.
Mr. Aaron Cleaveland, Capt. Elkanah Cobb, for Canterbury.
Mr. Samuel Stutson, Capt. Samuel Gurley, for Mansfield.
Mr. John Gordon, Capt. Isaac Gallop, for Voluntown.
Mr. Samuel Learned, Capt. William Danielson, for Killingly.
Capt. John Douglas, Mr. Hez^{h} Spalding, for Plainfield.
Mr. Amos Babcock, Mr. Elijah Whiton, for Ashford.
Colo. Ebenezer Williams, Mr. Samuel Craft, for Pomfrett.
Capt. Nehemiah Lyon, Mr. Jedidiah Morse, for Woodstock.
Mr. Jacob Woodruff, for Litchfield.
Maj^{r} Bushnel Bostwick, Capt. Samuel Canfield, for New Milford.
Colo. John Williams, Capt. Thos. Pardey, for Sharon.
Capt. Abijah Catlin, Capt. John Wilson, for Harwinton.
Maj^{r} Thos. Chittenden, Capt. James Bird, for Salisbury.
Mr. Benjamin Stephens, Mr. Oliver Belding, for Canaan.
Mr. Heman Swift, Capt. Thomas Porter, for Cornwall.
Mr. Elisha Smith, Mr. Daniel Lee, for Kent.
Mr. Stephen Heaton, Capt. Samuel Nash, for Goshen.
Capt. Isaac Kellogg, Capt. Abel Merrels, for New Hartford.
Mr. Daniel Sherman, Colo. Benja. Hinman, for Woodberry.
Mr. John Cook, for Torrington.

Zebulon West, Esq^{r}, Speaker } of the House of
William Williams, Esq^{r}, Clerk } Representatives.

[386] An Act in Addition to the Law of this Colony entituled An Act for relieving and ordering of Idiots, Impotent and Idle Persons.

Whereas it sometimes happens that neither the dower allowed by law nor the provision made for the support of widows is sufficient for that purpose, when the estates of their deceased husbands is sufficient, and no issue surviving, whereby the substance of such estate is given or descends to persons who are not held to support such widows, and having no relations held by the law to support her may be liable to become a public charge: Which to prevent,

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That when it shall so happen that any man shall die without issue, leaving a widow, and an estate real or personal belonging to him, such estate is hereby made liable for the support of the widow of such deceased husband during her widowhood, in case she become impotent and no person of ability held in law to support her. And that all and every person or persons to whom such estate or any part thereof is given or descends (respectively) shall, so far as the estate so given or descended extends, be held to support such widow during her widowhood, in proportion to the value of the estate so

given or descended to him or them as aforesaid, (respectively.) Such maintenance and support to be recovered of such heir or legatee, their heirs &c., in the same way and manner as may be obtained against children for the support of their parents, according to the laws of this Colony in that case made and provided.

An Act in further Addition to an Act of this Colony entituled An Act concerning Book Debts.

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That no book-debts that are now outstanding shall be recoverable in any court in this Colony unless the same be either sued for or the balance be ascertained with the debtor, his attorney or other lawful substitute, by his or their subscribing the creditor's book within six years next after the first day of March one thousand seven hundred and sixty-nine. And that no book-debts that shall hereafter be contracted shall be recoverable in any court in this Colony, unless the same be either sued for or balance ascertained in manner aforesaid within six years after the contracting of the same; any law, usage or custom to the contrary notwithstanding.

Provided, nevertheless, That persons over sea or legally incapable to bring their actions for their debts aforementioned, and creditors of such debtor who are absent or absconding out of this Colony, may bring the same any time within two years after their coming from over sea or becoming legally capable to bring such action, or of such absent or absconding debtor's returning or coming into this Colony; the time limited as aforesaid notwithstanding.

An Act in further Addition to the Law entituled An Act for laying and collecting Duties upon the Importation of Rum.

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That upon proof of the exportation of any rum out of this Colony within the time limited in said act, by affidavit under the hand and oath of the importer or other credible person knowing the same, made before the naval officer of the port in this Colony where such rum was entered, which oath such [387] naval officer is hereby authorized || to administer, shall entitle the importer to a drawback of the duties on the rum so proved to be exported, as fully as if said proof had been made by oath before an Assistant or justice of the peace and a certificate thereof produced agreeable to said act.

An Act for making and naming a District for a Court of Probate in the West Corner of the District of Hartford, and for erecting a Court of Probate therein.

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,

That the towns of Farmington and New Hartford shall be one district of and for a court of probate, and shall be called and known by the name of the District of Farmington; and that in said district there shall be a court of probate held by one judge, to be appointed and commissioned for that purpose according to law, who shall have a clerk by him to be appointed and sworn to that office; which court shall exercise the same powers, authorities and priviledges that the other courts of probate in the Colony by law have and are respectively vested with. And all appeals from said court of probate shall be regulated and governed according to the order and directions of the law respecting appeals from the courts of probate in this Colony.

Provided, nevertheless, That all matters and business that hath been begun, entered or depending in the court of probate in the district of Hartford shall be issued and finished in the court of probate for the district of Hartford as though this act had not been made; anything [therein] contained notwithstanding.

An Act for reviving an Act entituled An Act relating to Quarters for his Majesty's regular Forces in this Colony.

Whereas it is provided in said act that the same should be in force no longer than until the rising of this Assembly:

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That the said act be revived, and the same is hereby revived and shall be and continue in force until the rising of this Assembly in October next.

An Act for stating and regulating the Fare of Packer's Ferry over Mistick River.

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That the fare of said Packer's ferry shall be as follows, *viz:* for man, horse and load, two pence; foot man, three farthings; led horse, penny-farthing; ox or neat kind, two pence; sheep, hogs and goats, one farthing per head; and wheel-carriages in proportion as is already by law fixed.

An Act for regulating and ordering the Fishery in Selden's Cove and Creek in Lyme.

Whereas obstructing the passage of fish into and up Selden's Creek in Lyme is a public damage,

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That no person shall hereafter set or draw any seine or erect any ware, hedge or fish-garth, or otherwise attempt to obstruct the course of the fish into or up said creek at any place within forty rods eastward of the mouth of said creek,

on the great river, or within sixty rods within said creek; nor shall any person fish or any way obstruct the fish in their passage in or up said creek at any place in said creek below the Hamock.

Be it further enacted by the authority aforesaid, That the proprietors of the hamock shall have liberty at all seasons to fish at said place without molestation.

Be it further enacted, That whoever shall be guilty of any [388] breach of this act shall for every || such offence forfeit and pay the sum of ten pounds to him or them who shall sue for and prosecute the same to effect.

Provided, nevertheless, That nothing in this act shall be construed to prevent the proprietors of the lands adjoining to said creek below said hamock, and who are not within sixty rods of the mouth of said creek, fishing on their own lands upon the tide of ebb only, after the eighteenth of May annually.

This Assembly do establish Mr. Nehemiah Smith to be Captain of the 8th company or trainband in the 2d regiment in this Colony.

This Assembly do establish Mr. Lamberton Smith junr to be Lieutenant of the 8th company or trainband in the 2d regiment in this Colony.

This Assembly do establish Mr. Isaac Beecher junr to be Ensign of the 8th company or trainband in the 2d regiment in this Colony.

This Assembly do establish Mr. Ephraim Page to be Lieutenant of the 11th company or trainband in the 2d regiment in this Colony.

This Assembly do establish Mr. Lynde Lord to be Captain of the middle company or trainband in the town of Litchfield.

This Assembly do establish Mr. Solomon Marsh to be Lieutenant of the middle company or trainband in the town of Litchfield.

This Assembly do establish Mr. Mark Prindle to be Ensign of the middle company or trainband in the town of Litchfield.

This Assembly do establish Mr. Eli Mygat to be Ensign of the first company or trainband in the town of Danbury.

This Assembly do establish Mr. Charles Bulkley to be Quarter-Master of the troop of horse in the 6th regiment in this Colony.

This Assembly do establish Mr. Ebenezer Fisk to be Captain of the 2d company or trainband in the parish of Southington.

This Assembly do establish Mr. Uriah Haydon to be Lieutenant of the 8th company or trainband in the 7th regiment in this Colony.

This Assembly do establish Mr. Gideon Kirtland to be Ensign of the 8th company or trainband in the 7th regiment in this Colony.

Resolved by this Assembly, That John Ledyard, Esq^{r}, and Capt. John Lawrence be ordered, and they are hereby ordered and directed as soon as may be, to procure a good bill or bills of exchange on some proper person or persons in London, to the amount of one thousand pounds sterling, and deliver the same to his Honour the Governor, who is hereby desired to transmit the same properly endorsed to Richard Jackson, Esq^{r}, of London, Agent of the Colony at the Court of Great Britain, to be by him applied to the use and benefit of this Colony.

This Assembly do appoint Solomon Whitman, Esq^{r}, to be Judge of the court of probate for the district of Farmington, until the first day of June next.

Resolved by this Assembly, That the Auditors of the public accompts be and they are hereby impowered and directed to enquire after all executions granted against the collectors of the Colony taxes, and all bonds, securities, forfeitures, penalties and estate, which do by any means belong unto this Col-
[389] ony, in the Treasurer's or Secretary's office, superior ‖ or county courts records, or mortgages in any town-clerk's office, and the same settle with the King's attorneys, sheriffs, agents, and every other person concerned, and if need be sue for the same and pursue to final judgment and execution, and all the monies they shall collect pay into the treasury, and report make to this Assembly in May next.

This Assembly do appoint Mr. Joshua Dunlop of Plainfield Surveyor of Lands for the county of Windham.

This Assembly do appoint Dudley Humphrey of Norfolk to be Surveyor of Lands within and for the county of Litchfield.

This Assembly do appoint Mr. Jedidiah Hubbel a Surveyor of Lands within and for the county of Litchfield.

Ordered, That the Treasurer of this Colony pay out of the public treasury the sum of five pounds two shillings, lawful money, to Messrs. Thomas and Samuel Green, printers, in full of their account for paper, printing proclamations &c., by them now exhibited and allowed by this Assembly.

Resolved by this Assembly, That the Treasurer of this Colony attend at New Haven on Wednesday the 25th day of

January instant, furnished with money to pay the members thereof.

This Assembly do appoint Capt. John Lawrence of Hartford to be Treasurer of this Colony until the sessions of this Assembly in May next, in the room of Joseph Talcott, Esq^{r}, resigned.

Resolved by this Assembly, That John Ledyard, Esq^{r}, of Hartford, and William Williams, Esq^{r}, of Lebanon, be and they are hereby appointed a committee to receive of Joseph Talcott, Esq^{r}, late Treasurer of this Colony, the monies belonging to this Colony in the hands of said Talcott, as also all such bills, accompts, things and matters in his possession belonging to this Colony, and the same transfer and deliver over into the hands of John Lawrence, Esq^{r}, Treasurer of this Colony, taking said Treasurer's receipt therefor, and the same lodge with the Secretary.

The Treasurer's oath appointed by law was duly administred to John Lawrence, Esq^{r}, now appointed Treasurer of this Colony.

Upon the petition of Daniel Meaker and Stephen Burr, both of Redding in Fairfield county, shewing to this Assembly at their sessions in Hartford in May last, that on the 28th day of May, A.D. 1762, said Meaker became bound with David Bartram, late of said Redding and now deceased, in and by their certain bond of that date to Nathaniel Marston of the city and Province of New York, for the payment of £200 0*s.* 0*d.* New York money, with the lawful interest, at the end of one year, being the proper debt of said Bartram; and that said Bartram for said Meaker's security by his deed of mortgage dated the same 28th day of May, A.D. 1762, mortgaged to said Meaker about one hundred and thirty-two acres of land lying partly in said Redding and partly in Danbury, and that said Meaker has himself been obliged to pay said debt with large costs; and that having no other way to raise said money, he for that purpose sold said mortgaged premises to said Burr; thereupon then praying that the heirs of said deceased David Bartram, *viz:* John Bartram, James Bartram, Paul Bartram, David Bartram, Dan Bartram, Elnathan Bradly and Hannah his wife, William Tigsby and Elizabeth his wife, Samuel Olmstead and Sarah his wife, might be compelled to pay to the petitioners the money paid by said Meaker as aforesaid in a limited time, and in default thereof to be forever after foreclosed of their equity of re-
[390] demption in ‖ said land, as per petition on file appears. Whereupon it was then resolved, that William Burr and

Thomas Fitch jun^r^, Esq^rs^, and James Smedly should be a committee to enquire into the matters in said petition alledged and all matters relative thereto, and whether the said Meaker had received or recovered anything beside said mortgaged premises toward indemnifying him for being bound as aforesaid and for his damages occasioned thereby, and if anything how much, and what sum ought to be paid by said heirs to the petitioners if the said heirs redeem said mortgaged premises and the lands which said Meaker took for costs and damages on his recovering said mortgaged premises fully to indemnifie said Meaker, and their report thereof to make together with their opinion thereon. And said committee having reported to this Assembly at their sessions in October last, that on the 19th and 26th days of September last, (having fully heard the parties on all the matters in said petition alledged and relative thereto,) that they found that Meaker had in a course of law been obliged to pay said debt to said Marston with interest and cost, being the proper debt of said deceased David Bartram, which together with divers other costs and expences in said report mentioned, all occasioned by said Meaker's being bound as aforesaid, amounted in the whole to the sum of £256 17*s.* 9*d.* lawful money, and that said Meaker by suit at law had recovered said mortgaged premises together with fifty pounds like money damages and thirty-two shillings and seven pence costs; and that by force of an execution issued on that recovery he took and had set off to him three several pieces of land appraised at forty-three pounds seven shillings and five pence towards satisfying said damages and cost, which he had sold to said Burr together with said mortgaged lands for the sum of £235 0*s.* 0d. lawful money; and that said Meaker had also received on account of his being bound as aforesaid only the further sum of £2 15*s.* 3¾*d.* lawful money, the avails of certain flax and flax seed in said report mentioned. And said committee also reported it to be their opinion, that if said heirs do redeem said mortgaged lands and said lands taken towards satisfying said damages and costs, that they ought to pay the petitioners the sum of £254 2*s.* 5*d.* lawful money, besides the avails of said flax; as per report on file, which report was then accepted and approved of: Whereupon it is resolved by this Assembly, that the aforesaid heirs of said deceased David Bartram shall pay to said Meaker and said Burr the sum of two hundred fifty-four pounds two shillings and five pence, lawful money, at or before the first day of April next, with the lawful interest, or in default of such payment that they, the

aforesaid heirs, shall be forever after foreclosed and utterly debarred and excluded from their equity of redemption in or to said mortgaged lands and the lands taken by execution as aforesaid, and from all right or title thereto.

Whereas Jedidiah Dewey and Martin Dewey, of a place called Bennington in the Province of New York, executors of the last will and testament of Martin Dewey late of Amenia Precinct in said Province, deceased, preferred their petition to this Assembly in May last against Aaron Buck, of Canaan in the county of Litchfield, therein representing that the said deceased Martin in his life time agreed for and bought of the said Aaron a certain piece of land lying in said Amenia Precinct known by the name of Lot No. 34, containing about one hundred and ninety acres, and took a bond of the petitionee obliging him to convey said premises to said Martin when he should have paid the consideration money; further shewing, that said Martin had entered upon said premises in pursuance of said bargain and agreement, built largely on the premises, and paid considerable sums part of the purchase money, and then died insolvent, since which time the petitionee had entered into the premises as his own, having never given any deed of the same to said Martin &c.; praying for an equitable settlement of the matter &c., as per petition on file; on which petition John Williams and Joshua Porter, Esq[rs], and Mr. Benjamin Stephens were appointed a committee, with directions to enquire into said matters and make report &c.; which committee made their report to this Assembly in Oc- [391] tober last, finding the matters || and things generally as set forth in said petition, and giving it as their opinion that the petitionee ought in equity to pay to the petitioners for the benefit of the creditors of said deceased Martin the sum of £95 9*s*. 0*d*. New York money, and that the same be in full settlement of said bonds and agreements, as by the report on file, which report is accepted: Whereupon it is resolved and decreed and ordered by this Assembly, that the petitioners, the executors of said Martin Dewey, deceased, do recover of the said Aaron Buck the said sum of ninety-five pounds nine shillings, New York money aforesaid, in full settlement of said bond and agreements as aforesaid, to be paid within one year from the rising of this Assembly with the lawful interest therefor, and that execution go forth accordingly at the end of said year.

Ex[n] granted for £101 3*s*. 6½*d*. *being the principal sum and interest in said decree mentioned, March 26th*, 1770.

Upon the petition of Silas Dean of Weathersfield, and

Joseph Webb, Sarah Webb, Samuel Blakely Webb, Mehitabel Webb, John Webb and Abigail Webb, all of Weathersfield, minor children and heirs of Joseph Webb, as also of Mehitabel Webb *alias* Dean, both late of said Weathersfield, deceased, and Jesse Dean of the same Weathersfield, one other minor child and heir of the said deceased Mehitabel, preferred by the said Silas for himself, and the said minors by their respective guardians, *viz:* the said Silas and Titus Hosmer of Midletown, to this Assembly in October last, against Samuel Tozer of Colchester, setting forth that the said Samuel Tozer being indebted formerly to the said deceased Joseph Webb in his life time, and afterwards to the said deceased Mehitabel in her life time, in large sums, and also in further sums to the said Silas Dean after his intermarriage with the said Mehitabel, for securing the said debts the said Samuel had made over by way of mortgage or collateral security considerable tracts of land and estate to the said Mehitabel while sole, (before her marriage with the said Silas,) and afterwards other and further estate real and personal had been made over to the said Silas for security as aforesaid and for payment of his, the said Samuel's, other debts, and thereupon the said Samuel preferred his petition to this Assembly against the said Silas in May, 1767, setting forth the said several matters and praying an account of the disposition of said goods and estate and to have the overplus returned &c.; on which petition a committee had been appointed, an account stated by them, and returned to this Assembly in October then next following, with a report of their opinion upon the said several matters, which had been accepted and a decree thereon passed ordering the said Silas to return and reconvey to said Samuel Tozer certain sums and parts of said estate so pledged as aforesaid. The present petitioners complaining that they, the present petitioners, heirs of said deceased Joseph and Mehitabel, are affected by said decree, and that they will be left in a degree insecure as to their part of the demands aforesaid against said Tozer; praying for a review of the said former decree, and that the petitioners may have their respective debts aforesaid paid and satisfied out of said pledged estates, and which they are content to have done in and with the said pledged estates, the lands at the apprizement of indifferent men; further praying, that as to such and so much of said estates as shall be found necessary and be set off in payment of said debts as aforesaid, the said Samuel may be forever after foreclosed of his equity of redemption &c.; as by the

petition on file may more at large appear: Resolved by this Assembly, that Doct. Daniel Lothrop, Colo. Nathan Whiting and Richard Law, Esq^{rs}, be and they are hereby appointed a committee and as such directed to review the doings of the forementioned committee appointed on the petition of said Samuel Tozer against the said Silas Dean and the decree thereon made and passed in May last, and examine into and find all the several debts and demands equitably and respectively due and owing to the petitioners from the said Tozer, the present petitionee, and then proceed to apprize and set off for the use of the petitioners such and so much of the said lands and securities as in their opinion shall be in value equal to the whole of said several debts and demands, to be estimated according to the worth of the same at the time when the said Silas Dean recovered the possession of those which were mortgaged; and also find the overplus (if any) that ought to be returned to the petitionee; and make report of their doings to this Assembly in May next. And it is further ordered, that the execution of the said former decree be further suspended till the rising of this Assembly in May next.

Upon the petition of Benjamin Mercy and Asahel Mercy and others, children and heirs of Benjamin Mercy late of Woodstock, deceased, preferred to this Assembly in May last, therein representing that the said Benjamin, deceased, [392] in his life time was seized of large and valuable || tracts and parcels of land situate within the ancient bounds of the town of Ashford, which land formerly belonged to one James Corbin of Dudley; that John Fitch, late of Windham since deceased, James Enno, late of Union since deceased, and Jabez Fitch, Esq^{r}, of Canterbury, upon repeated importunities together with suggestions and intimations that said lands were under embarassments as to the title, at length on the 7th day of March, A.D. 1753, prevailed upon the said Benjamin Mercy since deceased to enter into an agreement with regard to said lands as follows, *viz:* that the said Enno, John and Jabez Fitch, should join with and assist the said Benjamin deceased in recovering all said lands by legal proceedings, and that said Enno should have one third part, and said John and Jabez Fitch one third part, and the said Benjamin deceased the other third part of all said lands which they should recover, and all to be at equal cost of prosecuting and recovering the same; that in order to prosecute their agreement according to their plan proposed, they prevailed upon the said Benjamin since deceased, to make and execute

to them, the said Enno, John and Jabez Fitch, an ample deed of said lands, bearing date the said 7th day of March, 1753; that at the time of executing said deed the said John and Jabez Fitch in behalf of themselves and the said Enno did undertake, promise and engage, to give unto the said Benjamin deceased proper and ample security to perform all said articles of agreement on their part, and that said Benjamin deceased should have one third part of said land, as by a memorandum in writing under the hands of said John and Jabez Fitch dated the same 7th day of March is specified; yet nevertheless, having obtained said deed they ever after refused to give said Benjamin the elder any security to perform said agreement, but proceeded to make sale of many of the most valuable parcels of said land that were under no incumbrances to the amount of large sums of money, which they received therefor and never rendered any account thereof to said Benjamin the elder or the petitioners &c.; as per petition on file: Resolved by this Assembly, that Capt. Richard Hide of Norwich, Samuel Gray and Nathaniel Wales junr, Esqrs, be and they are hereby appointed a committee to examine and fully enquire into all matters complained of, as in said petition, to call before them the parties to said petition by giving due notice to one or more of the petitioners, and also to the said Jabez Fitch, Esqr, and one or more of the executors and heirs of said John Fitch deceased, and one or more of the executors and heirs of said James Enno deceased, and make report of what they shall find with their opinion thereon to this Assembly at their session in May next.

Whereas upon the petition of Ebenezer Freeman of Preston, preferred to this Assembly in May last, representing that on the 20th day of April, A.D. 1762, he executed his bond to Nathaniel Stanton of Groton in the penal sum of one thousand pounds, conditioned to give a good, authentick deed of conveyance of a tract of land lying in said Groton by the 20th of May then next; that said Stanton at the time of executing said bond entered into the possession of said land and continued in the quiet possession thereof to the date of said petition; that afterwards said Stanton brought his action against the petitioner on said bond and obtained a verdict and judgment thereon for four hundred pounds, although a deed had been executed to said Stanton before bringing said suit on which judgment execution was taken out, which with five other executions against the petitioner and one against said Stanton were levied upon the land conveyed to said

Stanton as aforesaid, and all the aforesaid lands together with about four acres of other lands were apprized to satisfie said Stanton's execution, and the whole thereof did not satisfie the same to about £100 0*s*. 0*d*.; as per petition on file, on which petition William Williams, Paul Wheeler, Esq^rs^, and Mr. Aaron Creary were by said Assembly a committee to enquire into said matters complained of and report their [393] opinion upon the || matters by them found to this Assembly, as per act of Assembly. And said committee having examined into all said matters complained of have reported their opinion to this Assembly that said Stanton be quieted in the possession of the land and appurtenances contained in said deed from said Freeman to said Stanton, and that said execution against said Freeman had upon said judgment recovered on said bond, and also the execution against said Stanton referred to in said petition, be set aside and vacated with all the proceedings thereon had, and also that the doings upon said five other executions be vacated and set aside, and that said Stanton pay said Freeman thirty-four pounds six shillings and four pence on the 25th of March next with the lawful interest thereon till paid; as per report on file, which report is accepted by this Assembly: Whereupon it is resolved by this Assembly, that said Stanton be quieted in the possession of said lands against all claims of said Freeman and said execution recovered by said Stanton on said bond, and that said execution against said Stanton referred to in said petition and the judgments on which said executions issued be vacated and set aside with all the proceedings thereon had, and the same are hereby vacated and set aside, and also all the proceedings hitherto had on said five other executions mentioned in said petition be set aside, and the same are hereby declared to be null and void, and that said Stanton pay to said Freeman said sum of £34 6*s*. 4*d*. mentioned in said report on the 25th day of March next, together with the interest thereof till paid, according to said report, and that execution be issued therefor at said time of payment mentioned as aforesaid. *Cost allowed petitioner is* £11 10*s*. 10*d*. *lawful money. Execution granted March 25th*, 1769.

Upon the memorial of Oliver Tousey and others, selectmen of the town of Newtown in the county of Fairfield, representing to this Assembly that for travelling and transportation to the nearest landing there is need of a highway from Newtown to the landing at Derby ferry, or the Narrows so called in Stratford, as it is impossible to transport in the old road

there; that the memorialists have been obliged to transport their produce twenty miles, whereas they can have a better road at the distance of fourteen miles only; that the inhabitants of said Newtown applied to the adjourned county court held at Fairfield the fourth Tuesday of January last, praying for a road to be laid out from said Newtown to said Narrows, and that a committee might be appointed to view and consider the necessity of said road; upon which said court appointed a committee for that purpose, who reported to said county court on the 3d Tuesday of April last in favour of such road, but which, however, had not been acted upon but rejected by said county court; praying to have such road made and laid open, as by the memorial on file: Resolved by this Assembly, that Charles Webb of Stamford, Esq^{r}, Samuel Olmstead, Esq^{r}, of Ridgfield, and Daniel Taylor, Esq^{r}, of Danbury, be and they are hereby appointed a committee with full power and authority to repair to and view the place where the highway prayed for is proposed to be laid out, and also the highway already laid out leading from Newtown to the landing at the Narrows in Stratford, and any other place that may be shewed them by the concerned, and to explore and find out the best place for a highway from said Newtown to said Narrows to accommodate the public with the least damage to private property, and thereof with their opinion of the necessity and conveniency thereof to make report to the General Assembly to be holden at Hartford in May next.

Upon the memorial of Elijah Eams, Kezia Eams, Joseph Jenkins Freemen, and Joanna Freeman, shewing to this Assembly that Joseph Williams jun^{r}, of Norwich, was indebted to the Governor and Company of this Colony in October, 1751, and procured Joseph Roth and Zephaniah Whipple, now both deceased, to joyn with him in giving two bonds to secure the payment of the same, the one for the sum of £100 0*s.* 0*d.* sterling money, and the other for £1100 0*s.* 0*d.* old tenour; that after the death of said Roth and Whipple judgments were obtained against said Williams severally, upon which executions were issued and returned *non est inventus;* that in consequence of one of said judgments final judgment was obtained against Benjamin Roth, executor to the last will of said Joseph, personally, upon which execution issued and was levied on lands conveyed by said Benjamin to his sons and by them sold and conveyed to Thomas Patten deceased, whose orphan children [394] ‖ are in danger of suffering loss &c.; that said Joseph Williams gave a bond of indemnification to said Joseph Roth

and said Whipple, upon which bond judgment has been obtained for the sum of £229 0*s.* 0*d.* sterling, for damages, and £2 14*s.* 0*d.* lawful money, for cost, upon which judgment execution has been taken out and levied on about eighty-five acres of land belonging to said Williams apprized at the sums mentioned in said execution and cost; praying that said lands upon which said last mentioned execution was levied might be accepted in full satisfaction of said judgments obtained in consequence of said two original bonds, and the said land purchased by said Patten released &c., as per memorial on file: Resolved by this Assembly, that the said land upon which said execution was levyed in favour of said Benjamin Roth be accepted in full satisfaction of the judgments obtained in favour of the Governor and Company in consequence of the said two original bonds given by said Joseph Williams, Joseph Roth and Zephaniah Whipple, and that upon securing the title to the same the Governor and Company release their claim to the lands purchased by said Thomas Patten deceased; and Mathew Griswold, Esq^{r}, is hereby impowered and directed to execute to the heirs of said Thomas Patten a proper release in behalf of the Governor and Company accordingly. And the aforesaid Mathew Griswold, Esq^{r}, is also hereby impowered and directed, to take proper measures to secure the title to the Governor and Company to the said land contained in said Roth's execution, and to take special care to prevent and prosecute for any trespass that may be done on the same, and to sell and dispose of said land to the best advantage for the benefit of the Governor and Company, and to execute a proper conveyance thereof, and account for the avails of the same accordingly.

Upon the petition of Joseph Peck, of Norwich in the county of New London, representing that some time before the month of June, A.D. 1767, the petitioner, at the special instance and request of Elisha Lord, late of said Norwich since deceased, became bound with the said Lord, John Durkee and Joshua Abel jun^{r}, all of said Norwich, as surety for them to William Ludlow of the city of New York for the sum of about £670 7*s.* 5*d.* New York currency, the proper debt and duty of the said Lord, Durkee and Abell; that the petitioner being obliged to pay a great part of said debt, the said Lord in order to refund and pay the same to the petitioner assigned and made over to the petitioner sundry debts due to him, said Lord, from the several persons hereafter named, all living in said Norwich, and impowered the peti-

tioner to recover and convert the same to his own use and benefit on account of said debt due to said William Ludlow, on all which debts so assigned over to the petitioner he hath recovered judgment in the name of said Lord: but before he had time to collect the said Lord suddenly dyed intestate and greatly insolvent, whereby the petitioner is unable to recover said debts and liable to suffer &c.; praying for relief &c., as per petition on file: Resolved by this Assembly, and this Assembly do hereby decree and order, that the said Joseph Peck, the petitioner, have and recover of the said several debtors hereafter named of the said several debts so assigned and made over to him as aforesaid, so much thereof as now remains due and unpaid: that is to say, of Jesse Birchard £4 1*s.* 10*d.*, of Jedidiah Hide £2 3*s.* 11*d.*, of Jabin Durkee the sum of £7 1*s.* 2*d.*, of Hugh Calkins the sum of £5 2*s.* 3*d.*, of Elisha Calkins the sum of £8 14*s.* 1*d.*, of David Basset Waterman the sum of £8 12*s.* 11*d.*, and that execution go forth in the name of the said Joseph Peck severally against the several abovenamed persons accordingly. *February 7th*, 1769, *executions were granted in favour of said Joseph Peck severally against the abovenamed persons for the several sums annexed to their names.*

Upon the petition of Capt. John Marsh and others, inhabitants of the society of South Farms in Litchfield, preferred to the General Assembly in May last, representing that before their formation into a society and whilst united with the now first society in Litchfield, the said town of Litchfield, which then comprehended the petitioners in one society, agreed to refund and pay back to the petitioners when they should be erected into a distinct ecclesiastical society such [395] sums as should by || them be advanced in building a meeting-house in said Litchfield; praying relief &c.; the Assembly decreed the same monies should be refunded and their part of the school money, and Messrs. Jabez Hamlin, Elisha Williams and Nathan Eliot, Esq^rs^, were appointed a committee to ascertain the sum so advanced by said petitioners towards building said meeting-house, who having made report to this Assembly that the sum so advanced amounts to £270 12*s.* 1½*d.* lawful money, after making such deductions as were required by said agreement, which report is accepted by this Assembly: And thereupon it is resolved by this Assembly, that the first society in Litchfield shall pay unto the said John Marsh and the rest of the inhabitants of the said society of South Farms one half of the sum of £270 12*s.* 1½*d.* lawful money, at the expiration of one year

from the rising of this Assembly, and the other half of said sum at the expiration of two years from the rising of this Assembly, and that executions shall be issued by the Secretary for said respective sums at the several periods when the same are by this act made payable, in order to levy and collect the same of the inhabitants of said first society in Litchfield.

Upon the petition of Joseph Coit and Pygan Adams, Esq^{rs}, of New London, representing to this Assembly that in May, 1759, they were appointed, together with John Richards, Esq^{r}, now deceased, managers of a lottery granted to Mathew Stewart of New London; that in the prosecution of said trust they were obliged to employ persons in the adjacent towns as well as in New London, to dispose of the tickets in said lottery, many of which were sold on credit, and by mistake some of the securities taken for said tickets were taken in the name and made payable to said Stewart, and some judgments were recovered thereon, which yet remain uncollected; that said Stewart hath since conformed to the act of insolvency and all his estate is assigned over to Paul Wheeler, Esq^{r}, Joseph Page and John Richards, agreeable to the act of this Colony providing in such cases; and that the petitioners are thereby disabled to collect the monies due on said securities in order to discharge the benefit tickets in said lottery; praying for a committee &c., as per petition on file: Resolved by this Assembly, that William Williams, Esq^{r}, of Lebanon, Messrs. Dudley Woodbridge and Thomas Mumford of Groton, be and they are hereby appointed a committee to enquire into all the matters complained of in said petition, and make report of what they shall find with their opinion thereon to the General Assembly in May next.

Upon the petition of Anthony Demill, of Stamford in the county of Fairfield, representing that he hath a just debt against Thaddeus Marshall of Greenwich in said county, who is unable to satisfie the same; that Stephen Marshal and Titus Knapp have of the estate both real and personal in their hands of the said Thaddeus much more than sufficient to answer the demands they have against said Thaddeus on account of being bound for his debts to one Jabez Sherwood and Justus Bush, wherefor such estate was conveyed to them, and which overplus ought in equity to inure to the payment of the petitioner's debt agreeable to the award of certain arbitrators &c., as per the petition on file may fully appear: Resolved by this Assembly, that Thomas Fitch jun^{r}, Esq^{r}, Messrs. Richard Titus and Thomas Belding be and they are hereby appointed a committee with full power and

authority to hear and examine the several matters and things referred to in said petition, and to make report of what they shall find thereon to this Assembly in May next, together with their opinion thereon.

Upon the petition of Sarah Midlebrook of Stamford, administratrix on the goods and estate of her late husband Nathan Midlebrook late of said Stamford, deceased, shewing to this Assembly that after the death of her said husband she was married to a man who called himself Enoch McKinzey, *viz:* on the 22d day of June 1766, and that on the 14th day of November following the memorialist and said Enoch as administrator in her right recovered judgment by confession against Peter Demill of said Stamford before Abraham Davenport, Esq^{r}, Assistant, for the sum of £20 14*s.* 6*d.* New York money, debt, and three shillings, lawful money, costs, and that soon after it was discovered that said McKinzey was an imposter, that his real name was Enoch Kingsley, and that he then had another wife in full life, whereupon he forthwith absconded for fear of punishment, and the said Demill well knowing the matters aforesaid pursued after and found [396] || said McKinzey in distant parts and from him fraudulently procured a discharge of said judgment, dated in June, 1767; and that the said Sarah having preferred her petition to the hon'ble superior court was from said McKinzey duly divorced in August superior court at Fairfield, A.D. 1767, and soon after brought her writ of *scire facias* against said Demill to Fairfield county court on the 4th Tuesday of January last, to shew reason if any he had why said judgment should not be affirmed against him and execution be had against him, when he produced and pleaded said discharge which by said county court in April last was adjudged against the memorialist at law and thereupon he recovered his cost of her, allowed to be 37*s.* 10*d.*; thereupon praying that the said Demill may be compelled to pay her the sum of said judgment obtained by confession as aforesaid, together with the lawful interest of it and said 37*s.* 10*d.* cost &c., as per petition on file: Resolved by this Assembly, that said Peter Demill shall and do pay to the memorialist the sums of said judgment obtained by confession as aforesaid with the lawful interest of it, amounting in the whole to the sum of £17 14*s.* 10½*d.* lawful money, and said sum of 37*s.* 10*d.*, and that execution be issued by the Secretary of the Colony accordingly. *Cost allowed petitioner is* £5 10*s.* 9*d. lawful money. Execution granted Jan'ry* 26*th*, 1769.

Upon the memorial of Moses Meach, of Stonington in the county of New London, shewing to this Assembly that

whereas the petitioner before the superior court held at Norwich within and for the county of New London on the fourth Tuesday of March, A.D. 1765, recovered final judgment in his favour against Roger Gale then of Groton, and Benjamin Appleton then of Newlondon, for the sum of £350 0*s.* 0*d.* lawful money, damages, and £21 13*s.* 9*d.* like money, cost of that suit, and took out execution thereon which was soon after duly returned *non est inventus*, and that John Elderkin, late of Norwich now of Groton in said county of Newlondon, was bail for said Gale and Appleton by giving bond for the appeal in said action to said superior court in due form of law, and that the petitioner bro't his action by writ of *scire facias* against said John Elderkin on said bail-bond to the superior court held at New London, September term, A.D. 1765, praying that said judgment had and rendered against said Gale and Appleton might be affirmed and rendered against said John Elderkin the bail in favour of the petitioner; that said action came by continuance to the superior court held at said New London September term, 1766, when and where the said Elderkin being called three times made default in said action, and thereupon said superior court did consider and determine that said final judgment recovered against said Gale and Appleton should be rendered and affirmed against said John Elderkin, and directed the clerk to enter and record said judgment accordingly; that said clerk made an entry of said default in the docket of said court, but before said judgment was rendered said writ of *scire facias* by some means was lost or mislaid, so that no execution could be granted thereon &c.; praying for relief &c., as per petition on file: Resolved by this Assembly, that the clerk of the superior court be enabled and impowered and he is hereby fully authorized, impowered and directed, to record and enter said judgment on default against the said John Elderkin in favour of the said Moses Meach the present petitioner, in proper form, and that execution may be granted thereon as it might have been in case said writ of *scire facias* had not been lost or mislaid.

Upon the petition of Daniel Brown, of Amenia Precinct in Dutchess county and Province of New York, against Daniel Barber of Harwinton in Litchfield county, representing that the said Barber had recovered judgments on two certain notes of hand for the sum of £59 13*s.* 7*d.* New York money, before the adjourned county court held at Litchfield in January, 1768, which he had paid, praying that the said judgments might be vacated, Messrs. Benjamin Hinman, Gideon

Stoddard and Gideon Walker, Esq^rs, were appointed a committee by the General Assembly in May last, who having reported to this Assembly that said Brown had paid for and in discharge of a debt of said Daniel Barber's to one Thomas Robinson more than the amount of said judgments recovered at said Litchfield court, which in equity and good conscience ought to be applied to discharge the same judgments, saving that one Samuel Barber of said Harwinton had an equitable right and claim to ten pounds, New York money, on said judgments; which report is accepted by this Assembly: [397] || Resolved by this Assembly, that said Samuel Barber hath full liberty to proceed on said judgments of said Litchfield county court to recover the said sum of ten pounds New York money, for his own use, and after the recovery or payment of said sum of ten pounds New York money by or to said Samuel Barber there shall be no further proceedings on said judgments, but upon payment of said sum to said Samuel Barber or recovery thereof on said judgments the said judgments shall be and hereby are declared to be null and void.

Upon the petition of Richard Dishon and Mary Dishon his wife, Samuel Lattimer jun^r and Elizabeth Lattimer his wife, William Coit and Sarah Coit his wife, Richard Law and Ann Law his wife, Esther Prentiss and John Prentiss 3d, all of New London, which said Mary, Elizabeth, Sarah, Ann, Esther and John, being all the issue, heirs, children and legal representatives of Capt. John Prentiss late of New London, deceased, against Lancaster Comestock, of Lyme in said New London county, preferred to this Assembly, complaining of error in the judgment of the superior court rendered at New London aforesaid on the 4th Tuesday of September last, in an action wherein the present petitioners were plaintiffs and the petitionee defendant, per writ demanding the surrendery of a certain piece or parcel of land claimed by the plaintiffs under and by force of the last will and testament of their grandfather, Jon^th Prentiss the elder, of said New London, deceased, upon a demurrer to the declaration; as per petition on file: Resolved by this Assembly, that in the judgment complained of manifest error hath intervened as alledged and complained of by the petitioners, for that by the last will of Jonathan Prentiss the elder declared upon, the lands in question, when the contingency happened of Jonathan Prentiss the younger dying without issue, well vested in the said issue of Capt. John Prentiss, deceased. Therefore the said judgment is hereby reversed and set aside, and the petitioners have the liberty of another tryal of their said cause at the

superior court to be holden at Norwich within and for the county of New London on the 4th Tuesday of March next; and the whole cost to follow the final judgment in said cause.

Upon the petition of Solomon Wadham, of Goshen in Litchfield county, shewing that in the year 1763, it was agreed by Ralph Isaacs on the one part and the said Wadham on the other, that the said Isaacs should from time to time supply the said Wadham with English goods, purchased at New York and delivered at Newhaven, at the advance of ten *per cent.;* that thereupon the said Wadham purchased of said Isaacs English goods amounting to the sum of about twelve hundred pounds, lawful money, according to said Isaacs's invoices; complaining that said Isaacs had greatly injured said Wadham in the sale of said goods, and that the said Isaacs by taking advantage of the petitioner's ignorance in trade had fraudulently received an exorbitant price for said goods: Resolved by this Assembly, that Messrs. Erastus Wolcott, Richard Alsop and Benjamin Payne be a committee to enquire into all the matters alledged in said petition, and their report to make to this Assembly in their sessions in May next of what they shall find touching all the matters alledged in said petition, with their opinion of what they think to be equitable upon the whole premises: provided the petitioner give sufficient bond with surety before said committee to respond and pay costs to the petitionee in case a decree shall ultimately pass in the petitionee's favour.

Upon the petition of Elnathan Smith, of Granville in the Province of the Massachusets Bay, shewing to this Assembly that Caleb Austin, of Suffield in the county of Hartford, purchased a debt of Samuel Barnerd, Esq^r^, of Salem, by judgment of court for the sum of £42 15*s.* 0*d.* in bills of credit of said Province emitted in and since the year 1741, and £2 0*s.* 3*d.* cost recovered on a joint and several bond given by Samuel Smith and Ebenezer Smith &c. against said Ebenezer Smith since deceased, and that since said Ebenezer's decease the said Austin proposed and agreed with Christian Smith, one of the executors of said Ebenezer, that if she would pay to him eleven pounds eight shillings, lawful money, being an equivalent for half of the aforesaid debt, he would acquit said Ebenezer's executors from any further demand on account of said debt and look to the said Samuel Smith for the other half, and that said Christian paid to said Austin said eleven pounds eight shillings &c., and took a receipt therefor, and that afterwards said Austin prayed [398] out a writ || of *scire facias* against the executors of

said Ebenezer on the aforesaid judgment to the county court at Salem on the 2d Tuesday of July A.D. 1761, and by fraud &c. recovered a judgment against said executors by default for the sum of £81 11*s.* 4*d.* lawful money, damages and cost, after which, *viz:* in 1764, said Elnathan undertook and became bound to settle said Ebenezer's estate and debts &c. in behalf of said executors, and a controversie arose between the petitioner and petitionee about said judgment of £81 11*s.* 4*d.*, and to end which they in behalf of Ebenezer's executors and said Samuel Barnerd's executors submitted said controversie to the award of Messrs. Alexander Wolcott, Josiah Bissel, Esq^rs, and Elisha Parks, and each gave to the other a note of one hundred pounds money to abide said award, which arbitrators awarded that the petitionee should cause said judgment of £81 11*s.* 4*d.* aforesaid to be discharged and pay the cost of said arbitration, and the petitionee refused to abide said award, and that thereupon the petitioner recovered a judgment against the petitionee on said arbitration note at the adjourned county court held at Hartford on the 4th Tuesday of January A.D. 1765, for £81 11*s.* 4*d.* damages, and £4 8*s.* 2*d.* cost, and had execution therefor, and by accident a mistake of the officer's who had said execution and the petitioner's ignorance of the law, he lost all benefit thereof &c., and said judgment of £81 11*s.* 4*d.* lawful money, remaining in full force against the executors of said Ebenezer, deceased, and which the petitioner must pay unless relieved, and he having been put to great cost and charge heretofore in seeking relief &c., and praying for a judicious committee to be appointed to take into consideration the aforesaid judgments, costs, arbitration and all matters relative thereto, and to report what they shall find with their opinion thereon to this or some future Assembly; as per petition on file: Resolved by this Assembly, that William Pitkin jun^r, Erastus Wolcott, Esq^rs, and Mr. Roger Newberry be a committee, and they are hereby appointed a committee with full power to convene the abovesaid parties before them, hear and examine into all the several matters and things mentioned and alledged in said petition, and everything relative thereto, including the original agreements and transactions, and make report of what they find with their opinion thereon: provided the petitioner, the said Elnathan Smith, shall first procure and give sufficient bond with sureties in this Colony to the adverse party to the acceptance of said committee that he, the said Elnathan, shall abide and perform the final determination and decree that

shall be made in said cause before said committee proceed to hear said cause.

Whereas this Assembly at their sessions at Hartford in May last, upon the petition of Leonard Owen, Elijah Owen and Eliphalet Owen, all of Salisbury, shewing to said Assembly that Thomas Lamb, of Pascotank county in North Carolina, upon the 27th day of May, A.D. 1761, gave them a deed of 376½ acres of land lying in Salisbury in Litchfield county, for which they executed a note of hand of that date to said Lamb for the payment of £118 0*s.* 0*d.* York money, complaining of gross fraud in the premises on the part of said Lamb, and praying for the equitable interposition of this Assembly, did appoint Messrs. John Williams, Oliver Wolcott and Andrew Adams, Esq^rs^, a committee to examine into the matters alledged in said petition and their opinion thereon to report to this Assembly; which committee having undertaken said business made their report to this Assembly at their sessions at Newhaven in October last, therein informing that said parties upon due notice given them appeared before said committee at said Salisbury on the first day of September, A.D. 1768, and that said committee having fully heard them on the premises did find, that the said Thomas Lamb on or about the 26th day of May, A.D. 1761, applyed to said Owens and informed them that he then had 376 acres and an half of land lying on Tauconuck Mountains in said Salisbury adjoining to three ponds, that a great part thereof was very good land, that he owned the right of damming and dreining said three ponds, that a great quantity of good land might be made thereby, that he owned the land at the mouth of the north pond and had the command of the stream that issues out therefrom, and that said Owens desired said Lamb to shew them the bounds of said land but said Lamb excused himself from travelling on said mountain, that he had then examined the proprietors' records [399] and shewed them some figures which he || said contained the exact quantity of 376 acres and an half of land then taken from the surveys of said land and that he could inform them as to the bounds and situation as well as if he was upon the spot, and that the said Lamb then described the bounds of a ten acre pitch at the mouth of the south pond and informed them that the said tract of land included in his said surveys comprehended all the good land adjoining to said ponds extending west to the middle of the middle pond thence northerly to the north pond, that being an original proprietor he had the advantage of laying out the

best land on said mountain, that the same was so situate as to include the low lands adjoining to said ponds and exclude the high rocky lands lying a little eastward of said ponds, and particularly described the lines and bounds of said land, that thereupon said Owens viewed said lands and found lands well answering the description given to them by said Lamb as the description of the aforesaid 376 and half acres, and that thereupon they agreed to purchase the same of said Lamb, and that said Lamb upon the 27th day of May, A.D. 1761, executed a deed of bargain and sale of three hundred seventy-six acres and an half of land lying on Tauconuck Mountain in said Salisbury all adjoining together and adjoining to the ponds on said mountain that empty into the Fell-Kill, with the priviledge of dreining said ponds, unto the said Leonard, Elijah and Eliphalet, and that in consideration thereof the said Leonard, Elijah and Eliphalet did on the same 27th day of May, A.D. 1761, execute and give to the said Lamb their note of hand for the payment of £118 0*s.* 0*d.* New York money, on interest after time of payment, and that said Lamb at the time of executing said deed owned no more than 235½ acres of land in said Salisbury including the one half of seventy-five acres of land in said Salisbury laid out to said Lamb and Thomas Norton by survey dated the 18th day of September, 1744, and that there is a quantity of feasible land lying between the middle and north pond and extending about as far west as the middle of the middle pond, which feasible land lies west of the west line of said Lamb's surveys and not comprehended therein nor conveyed by said deed, but that said surveys and deed do include a considerable quantity of rocky mountainous land eastward from said ponds and no land between the middle and north ponds, that therefore the lands actually conveyed by said deed are situated at a place different from the place described and pointed out by said Lamb to the petitioners and of a much less value, and that said Lamb had antecedent to executing said deed to said Owens conveyed away the land at the mouth of said north pond including said stream; and thereupon said committee proceeded to report their opinion upon the premises, *viz:* that said deed should not be vacated, but that there should be a defalcation made on the note given by the petitioners to said Lamb, so as to reduce the same down to twenty pounds New York money, and that said execution for costs in said Lamb's favour against the petitioners be declared null and void; which report being by this Assembly accepted: It is thereupon resolved by this

Assembly, that as it appears by said committee's report that said note was obtained by fraud, the said Thomas Lamb shall recover no more thereon than the sum of twenty pounds New York money, and that the said Owens' reasonable costs arisen in the prosecution of the said petition shall be deducted out of said twenty pounds, and the residue, if any there be, shall be paid by said Owens to said Lamb, and that said Lamb shall not enforce the payment of said execution by him obtained against Owens as aforesaid. *Cost allowed to said Owens against said Lamb is* £25 6*s.* 2*d. lawful money.*

Upon the petition of John Braddick of New London, representing to this Assembly that in February, 1764, he was indebted to sundry persons in New York to the amount of about £245 0*s.* 0*d.* New York currency, and that he procured Joseph Chew of New London to join with him in securing said debts, and then executed his bond to said Chew conditioned to save him harmless therein; that afterwards said Chew insisted to have a mortgage deed of the house. wharf &c. of the petitioner as a further security to indemnifie him against said securities and also to secure the payment of what sum should be due from him to said Chew, if any, upon the settlement of their accounts; which the petitioner executed, redeemable on the payment of two hundred pounds and interest in a time limited in said deed, upon the express agreement of said Chew that said deed should lye unrecorded until said Braddick should return from a voyage he was then bound and their accounts be settled and adjusted, and that said mortgage deed should be holden only as an indemnification as aforesaid and to secure what should be said Chew's honest due, if any should be afterwards found; that afterwards, before said Braddick returned from said voyage, said Chew procured said deed to be recorded and on a valuable consid- [400] eration assigned the || same over to Martha Green, Rufus Green and Benjamin Green, executors of Thomas Green, Esq^r, late of Boston, deceased; that aftewards said creditors in New York demanded their debts of the petitioner, which he supposed all paid by said Chew, under which circumstances he was obliged to conceal himself &c., and that said Chew then pressed him for a settlement of their accounts, and that they then referred the same to Colo. Eleazer Fitch and Mr. James Mumford to arbitrate and determine; that in the consideration of said matters, (the petitioner being unable to procure all the necessary evidence relating to said accounts,) sundry mistakes against the petitioner had happened, upon which an award was made against

him for about £108 0*s.* 0*d.* for which he executed his note to said Chew; praying for a committee to reexamine said accounts and all the matters complained of &c., as per petition on file: Resolved by this Assembly, that Messrs. Richard Alsop of Midletown, James Mumford of New London, and Colo. Eleazer Fitch of Windham, be and they are hereby appointed a committee to enquire into all the matters complained of, relating to all said securities, and reexamine all said accounts, and report what they shall find with their opinion thereon to this or the next General Assembly.

Upon the petition of John Stephens of Stratford, against Judson Burton of Derby, representing that Ebenezer Keeney of Derby being indebted to the petitioner he, the petitioner, had taken up goods in payment, expecting to have the same applied to his said debt, but that the said Burton pretending to be in partnership with the said Keeney and that he had a common interest and right in the said goods had lately attached the petitioner for pay for said goods and by divers means had prevailed on the petitioner to secure the same to said Burton, when at the same time his, the petitioner's, said debt from said Keeney was still due and owing and he, said Keeney, unable to pay the same; praying to have debts or demands discounted one with the other so far as the same shall go &c., as by the petition on file: Resolved by this Assembly, that Messrs. Nathan Birdsey, Mordecai Marks and Peter Johnson be, and they are hereby appointed, a committee with full power to enquire into the several matters and things set forth in said petition, and make their report with their opinion to this Assembly in May next.

Upon the petition of William Pitkin jun^{r}, Esq^{r}, &c., preferred to the General Assembly in May last, against the administrator of the estate of Stephen Blake, deceased, &c., John Chester, Alexander Wolcott and Elisha Williams, Esq^{rs}, were appointed a committee and to make report &c. to the General Assembly in October, 1768, as by the petition and bill in form on file. And whereas said committee have not heard said cause nor made any report according to their commission: Resolved by this Assembly, that John Chester, Alexander Wolcott and Elisha Williams, Esq^{rs}, aforesaid, be a committee with all the powers &c. mentioned in said bill of form, and to make their report to the General Assembly to be holden at Hartford in May next.

Whereas upon the petition of John Herpin of Milford, against Oliver DeLancey & Company, and others, of New York, preferred to this Assembly in October, 1766, a com-

mittee was appointed to examine &c. the matters in said petition contained, which committee made their report in May then next, which report with the petition were continued from thence to October, 1767, and from thence to May last: It is now resolved, that the said petition and report be further continued to the session of this Assembly in May next.

Resolved, That the further consideration of the petition of Silas Dean and Mehitabel his wife, preferred to this Assembly in October, 1766, against Joseph Forbes and Sarah Forbes, two minor children of Joseph Forbes late of said Weathersfield, deceased, be further continued to the session of this Assembly in May next, to which Assembly the committee appointed in said case are hereby directed to make their report upon the matters mentioned and set forth in said petition.

Upon the petition of Amos Bostwick and Sarah his wife, Rachel Grant and Anne Grant, all of New Milford in Litchfield county, heirs of Friend Grant late of said Litchfield, deceased, against Asa Hopkins, Harris Hopkins, and Abigail Hopkins, all of said Litchfield, preferred to the General Assembly in October 1767, Hezekiah Brainerd and Joshua West, Esq^{rs}, and Mr. Thomas Howel were appointed a committee to enquire into all the matters mentioned and referred [401] to in the said ‖ petition of said Bostwick and the rest of the heirs of said Grant and all circumstances relative thereto and make report &c. And whereas Mr. Thomas Howell could not by any means be persuaded to undertake the said business, which remains yet undone and said petition undetermined: Resolved by this Assembly, that Hezekiah Brainerd, Joshua West and Joseph Platt Cook, Esq^{rs}, be and they are appointed a committee to enquire into all the matters mentioned and referred to in said petition and all circumstances relative thereto, and to make report of what they shall find in the premises, including the circumstances of said deed from said Ambrose Marsh to said Harris Hopkins, to this Assembly at their sessions at Hartford in May next.

Upon the memorial of David Welch, Jehiel Parmely and others, living in the northwest part of Litchfield, the south west part of Goshen and the southeast part of Cornwall, humbly shewing to this Assembly that they live so remote from the meeting-houses in their respective towns that they cannot attend the public worship of God without great difficulty in the winter season, and althô they do not apprehend

it expedient for them now to be formed into an entire ecclesiastical society, yet thinking themselves well able to pay for winter preaching, pray for the priviledge thereof among themselves: Resolved by this Assembly, that the memorialists and all others living or that shall live within the following limits, *viz:* beginning at a crotched soft-maple tree standing on the bank of Shipauge River in the west line of the township of Litchfield, two rods south of a west line from Enos Stone's barn on Mount Tom, thence running east 637 rods by said barn to a rock, thence east 9 degrees north 194 rods to a large elm tree standing on the land of John Clemens jun^{r}, thence north 20½ degrees east 360 rods to a heap of stones near Amos Parmely's dwelling-house, thence north 9½ degrees east 894 rods to a heap of stones being an ancient monument in Goshen line or the north line of Litchfield, thence north 33½ degrees west 500 rods to three soft-maple staddles and a hemlock tree standing together, thence north 35 degrees west 187 rods to a chestnut tree with sprouts, thence west 20 degrees north 478 rods to an heap of stones in the line between Goshen and Cornwall, thence the same course in Cornwall 248 rods to a white-oak tree with stones laid about it, thence southwest 185 rods to a heap of stones on a ledge of rocks, thence south six degrees west 122 rods to a chestnut tree standing at the corner of Buck Mountain, thence west forty degrees south 100 rods under said mountain to a walnut bush with stones laid to it, thence south 7 degrees west 280 rods to a hemlock tree marked with stones about it, thence south 29 degrees east 174 rods to a rock with stones on it in Kent line, thence in the line between Kent and Cornwall east ten degrees south 63 rods to a large black-oak tree 196 rods westward of the northwest corner of said Litchfield, thence south 22 degrees east 448 rods to a black-oak tree with stones about it in the line between Litchfield and Kent 381 rods southward of the northwest corner of Litchfield aforesaid, thence southwardly in the line of said Litchfield 958 rods to the first-mentioned boundary, shall be allowed to attend the public worship of God among themselves annually in the winter season from the first day of December to the first day of April, and have the gospel preached among them during said time, and shall during said term be annually exempted from paying ecclesiastical charges in the several towns and societies to which they belong upon their using said priviledge; and that they shall be invested with all the powers and priviledges by law allowed to those precincts that have obtained liberty to have

the gospel preached among them for certain months in the year distinct from the common established places of public worship.

Upon the memorial of Gideon Hecox, of Waterbury in the county of Newhaven, and others living within the following limits, *viz:* beginning at the highway near Mr. Thomas Osborn where it turns south down into Derby bounds, then running northwardly to Moss's road until it comes to west point from the mile rock and then to the mile rock on Newhaven road, from thence an east line to Wallingford bounds, from thence down to the highway that leads into New Cheshire from Abraham Tyler's, from thence to the northeast corner of Mr. Potter's farm, from thence south to Newhaven bounds, from thence west to the Three Brothers, from thence to the Beacon Cap, from thence to the southeast corner of James Pritchard's farm, from thence to the river where the great Spruce Brook empties into said river on the west side, and from thence to the first-mentioned corner, representing their difficulties in attending the public worship in their [402] present ‖ situation, and praying for priviledges some part of the year: Resolved by this Assembly, that the inhabitants living within the limits mentioned in said memorial shall have the priviledges of a winter parish for the term of five months, *viz:* in the months of December, January, February, March and April annually, during the pleasure of this Assembly, to be computed and reckoned from the first day of December last, and the said priviledge is hereby granted to them accordingly, and they are exempted in that proportion from maintaining and supporting ministerial charges in the several societies to which they belong.

Whereas upon the memorial of Samuel Tinker, Jonathan Lattimer jun^{r} and others, inhabitants of the towns of New London and Lyme, praying that they might be made and constituted a distinct ecclesiastical society within certain lines and boundaries therein described, as per memorial preferred to this Assembly in May last, this Assembly at their session in May last did appoint Messrs. Joshua West, Richard Hide and Nathaniel Brown a committee to repair to said place described for a new society, view and examine all circumstances relative thereto, and make report to this Assembly at their present session, whether it were expedient in their opinion that a new ecclesiastical society should be made and constituted as prayed for, or within any other lines and boundaries different from those described in said memorial, as per act of Assembly; and thereupon said com-

mittee made their report to this Assembly, that having repaired to said place described, duly notified all persons concerned, and examined into all said matters and circumstances relative thereto, and fully considered thereof they, said committee, are fully of opinion that it is expedient that there be a new ecclesiastical society made and constituted within the lines and boundaries mentioned in their said report: that is to say, beginning at a birch tree standing in a cluster of round high rocks in Roye's Mountain, so called, in New London first society, then west twenty degrees and an half south six hundred and sixty rods to a heap of stones, then west ten degrees north five hundred and ten rods to a heap of stones on a hill of rocks, then west thirty-six degrees and an half south two hundred rods, then west forty degrees south one hundred and fifty rods to Thomas Beckwith's well a little southward from his dwelling-house, then west fifteen degrees and an half north three hundred and fifty rods to a heap of stones, then west five degrees north three hundred rods to Four-mile River, then the same course two hundred and eighty rods, then north some degrees west six hundred and thirty rods to a black-oak tree in the highway one hundred and twenty rods north of Capt. Mathew Dorr's southwest corner, then north about eight degrees east twelve hundred rods to a heap of stones four rods northwest from the northwest corner of John Mumford jun''s dwelling-house, then east nine degrees north four hundred and fifty rods, then east eight degrees south nine hundred and forty-five rods to New London town line, then south by said town line one hundred and twenty rods to a large heap of stones the southwest corner of George Dolbear's land an ancient bound of the town of New London, then easterly in the ancient line of New London that runs from the last mentioned heap of stones to the white rock at Norwich River being the south line of said Dolbear's land, *viz:* so far eastward in said line till it intersects a straight line drawn from a large white-oak tree and stones about it standing near the head of a swamp in said Dolbear's land, then south about thirty-seven degrees east to the first-mentioned bounds, excepting and excluding the families, estates and lands of Mr. Robert Douglass, Thomas Douglass and Seth Lee; as per said report on file appears, which report is accepted, and the same is hereby accepted and approved: And thereupon it is resolved by this Assembly, that the inhabitants within the boundaries and lines afore described, exclusive of the families and estates of the said Robert Douglass, Thomas Douglass and Seth Lee,

as mentioned in said report, be and they are hereby made, erected and constituted a distinct ecclesiastical society, endowed with all the powers, priviledges and immunities usually belonging to ecclesiastical societies in this Colony, and shall be known and called by the name of Chesterfield.

Upon the petition of Nathaniel Harrison of Branford, against Jonathan Fitch, Esq^{r}, Joshua Chandler, Enos Alling and Thomas Howell, of Newhaven, and Joseph Hallet and his wife Elizabeth, Joseph Treadwell and Anne his wife, and Benjamin Kissam, of New York, executors of the last will and testament of Nathaniel Hazzard late of said New York, [403] ‖ deceased, and Robert Murray and Thomas Pearsall and John Ray, of the same New York, representing that certain judgments had been obtained in favour of the petitionees (the said Fitch excepted) against the said Fitch as sheriff of said county, for the supposed default of one Thomas Wheedon, a deputy sheriff of said sheriff Fitch, and that the said sheriff had recovered judgment against the petitioner as executor of Nathaniel Harrison, Esq^{r}, late of said Branford, deceased, as surety to said sheriff for said Wheedon; further representing that the said Wheedon had declined giving any account of his conduct with the several executions and businesses committed to him by the said Mr. Chandler, late practising attorney in behalf of said creditors petitionees and others; praying an enquiry into said matters in the several particulars mentioned and set forth in the petition, and for an equitable adjustment of the same &c., as by the petition on file: Resolved by this Assembly, that John Hubbard and Samuel Bishop, Esq^{rs}, and Colo. Nathan Whiting be and they are hereby appointed a committee with full power to call before them the parties to said petition as also the original debtors upon the executions which were and have been in the hands of said Wheedon as deputy sheriff aforesaid, and to enquire by the oaths of the said parties or otherwise as they shall think proper of or concerning all and singular the matters and things mentioned and set forth in said petition, as also all other matters connected with or essentially relating to the same, with power to commit any person who shall refuse to be examined under oath as aforesaid, and their report make with their opinion thereon to this Assembly in May next; and the execution of said several judgments recovered as aforesaid are hereby suspended in the mean time.

Upon the memorial of the inhabitants of the society of Bethany in Newhaven, praying that the land which lies north

of the south line of said Bethany extended to the bounds of the east line of the township of Derby, which now belongs to the first society in Milford, might be annexed to the said society of Bethany, as per memorial on file: Resolved by this Assembly, that the said lands belonging to the first society of Milford which lies north of said Bethany south line extended westward until it come to said Derby east line be, and they hereby are, annexed unto the said society of Bethany and made part thereof.

On the memorial of John Hubbel and others, inhabitants of the towns of Fairfield and Redding, being the westerly part of the fourth regiment of militia in this Colony, praying that there may be a troop of horse made and formed in that part of said regiment, and that the memorialists may be formed into such troop; as per memorial on file: Resolved by this Assembly, that there shall be a troop of horse made and formed in the westerly part of said regiment, *viz:* in said towns of Fairfield and Redding, and that the memorialists whose names are also signed to a certain subscription paper, dated on the 3d day of October, A.D. 1768, and with said memorial exhibited to this Assembly, may and shall be and they are hereby made, formed and constituted a distinct troop of horse by themselves, with all the powers and priviledges which the other troops of horse in this Colony by law now have, and that the colonel of said regiment shall as soon as may be cause said troop to be warned to appear at such place as he shall think proper and shall lead them to the choice of the proper and necessary officers and make return thereof to this or the next General Assembly. And said troop shall in all respects be under the same regulations as the other troops of horse in this Colony by law are, with full power and authority for the chief officer of said troop from time to time always hereafter to fill up said troop by new enlistments to the number by law allowed for other troops of horse in this Colony to consist of, as often as there may be occasion therefor.

Upon the memorial of Moses Marsh, Ruluff Ducher, Jonas Marsh, Joseph Bulkley and Joseph Hinman, inhabitants and members of the north society in Canaan, representing to this Assembly that by the division of said town of Canaan into two ecclesiastical societies, made by the General Assembly in October, A D. 1767, the memorialists are included in said north society; that they are subjected to great hardships thereby; that they had settled themselves in or near the midst of said town, in order to be near to the place of public

worship, and are now left in the extreme part of said north society; that it will save them considerable travel in attending public worship, to be annexed to the south society; that the road is much better; that they must be at great expence in said north society without receiving any benefit thereby; [404] that said north society is greatest in the list, || and that if the memorialists were annexed to said south society it will determine the place of a meeting-house therein and prevent many difficulties that would otherwise arise; as per memorial on file: Resolved by this Assembly, that the memorialists be and they are hereby annexed to the said south or first society in said Canaan together with their estates, and that they pay taxes and charges in said south or first society; and they are hereby exempted and freed from paying any tax or charge in said north society.

Upon the memorial of the towns of Hadam and East Hadam by their agents Hezekiah Brainerd and Daniel Brainerd, shewing to this Assembly that a committee appointed by this Assembly to view a proposed highway to lead from Newhaven across Connecticut River to Windham have prepared their report to lay before this Assembly that the said road proposed should cross Connecticut River at a place called Kelly's Ferry, and that the memorialists are of opinion upon some late discoveries, that to have said new proposed highway laid out in the most direct way from said Newhaven to Chapman's Ferry on Connecticut River and from thence to Windham would much better accommodate the eastern parts of this Colony, and be attended with much less expence &c.; praying for a committee to view and report &c., as per memorial on file: Resolved by this Assembly, that William Pitkin jun^{r}, Erastus Wolcott and William Wells, Esq^{rs}, be and they are hereby appointed a committee, at the charge of said towns of Hadam and East Hadam, to go forth and view both said places proposed for highways to lead from Newhaven to Windham, *viz:* that described in said report, leading over Connecticut River at Kelly's Ferry, and whether any alterations for the better may be made therein, and also the other proposed to cross said river at Chapman's Ferry, and all attending circumstances, and also if desired, at the charge and expence of the town of Newhaven, to view the proposed road to lead from Newhaven to the town of Durham as described on the plan or map mentioned in said report of Messrs. Chauncey, Williams and Webb, and all attending circumstances; and of what they shall find with their opinion thereon to make report to the General Assembly to be holden at Hartford in May next.

On the memorial of William Williams and others, selectmen of the town of Lebanon in the county of Windham, representing to this Assembly that one John Strong, a collector of the Colony rates on said town in the years 1757 and 1758, having failed to make full payment of said rates to the Colony Treasurer was by virtue of an execution of said Treasurer's for want of estate committed to prison in said county in about September, 1763, for the arrears of said rates, and that the selectmen of said town, on account and by vote of the same, gave their bond to said Treasurer dated 26th December, 1763, for the sum of £247 1*s.* 1½*d.* being on account of the balance due from said collector on said rates, with lawful interest until paid &c.; praying that as said town are obliged to pay said sum twice and other towns in this Colony are not by law holden to pay interest on outstanding rates longer than from the first day of September 1767, they may be abated the interest arising on said bond before the said first of September 1767, as per memorial on file: Resolved by this Assembly, that the interest on said bond arisen and grown before the first day of September 1767 be and the same is hereby abated and released; and the Treasurer of this Colony is ordered and directed to cancel and discharge said bond on his receiving the principal sum in the condition thereof mentioned together with the interest thereon arising from the first of September 1767, till paid.

Upon the memorial of Ebenezer White, of Danbury in the county of Fairfield, representing that the memorialist in early life became settled in the ministry in said Danbury, and continued near thirty years in said work, and since his dismission hath preached some time; that the listers of said Danbury did set him in the list for said town in 1764 at the sum of £1065 4*s.* 0*d.* by adding fourfold of his estate, and also the sum of £1010 2*s.* 0*d.* in the list for the year 1765, and also the sum of £1017 8*s.* 0*d.* in the year 1766, and also the sum of £1010 0*s.* 0*d.* for the year 1767, and that as the memorialist had exhausted the vigour of his days in said public service he hoped an indulgence in the priviledge of an exemption in his old age and at the eve of life, agreeable to what had been often granted under such circumstances; praying for a bill of abatement of all his assessments in the grand list in said Danbury, and also the priviledge of an [405] exemption from taxation for the future. ‖ And it appearing that since the preferring this memorial monies have been levied and collected on said lists: Resolved by this Assembly, that the said Ebenezer White be and he is

hereby abated the whole sums affixed and set to him in the list in said Danbury for the said years 1764, 1765, 1766 and 1767, and that all such sums of money as have been levied and collected of him, said Ebenezer White, on his said assessments in said lists shall be refunded and paid back to him; and the several collectors are directed and ordered hereby to refund the said monies. And on consideration that he, said Mr. White, hath spent the prime of his life in publick service, he is hereby for the future exempted from paying taxes for his person and estate.

Upon the memorial of Joseph Packer, of Groton in the county of New London, setting forth the expediency, necessity and conveniency of erecting and establishing a ferry across Mistick River or Cove, between Groton and Stonington at a place called Pistol Point or the Narrows, and that said memorialist hath at his own cost and charge built a convenient wharf and procured a suitable boat for transporting passengers, horses &c. over said river, and praying that he might have the liberty and priviledge of erecting a ferry at said place &c., as per memorial on file: Resolved by this Assembly, that said memorialist have the liberty and priviledge of erecting, keeping and maintaining a ferry across said river at said place, and the same is hereby granted him, to be under the same general restrictions and regulations as other ferries in this Colony by law are.

Upon the memorial of the inhabitants of the society of Kensington, preferred to the General Assembly in May last, representing the difficulties in said society as to a meeting-house &c., on which memorial Elisha Sheldon, Daniel Sherman and Benja. Payne, Esq^{rs}, were in October last appointed a committee &c., who accordingly made report to this Assembly in favour of a division of said society by a north and south line &c., which report not being accepted by this Assembly &c., and both the parties being desirous that the same committee be reappointed to review said society &c., with more extensive power, and to report to this Assembly in May next &c.: Resolved by this Assembly, that Elisha Sheldon, Daniel Sherman and Benjamin Payne, Esq^{rs}, be a committee, and they are hereby appointed a committee to repair to said society of Kensington, view all their circumstances, hear all parties relative to all things, or the repairing the old meeting-house, building a new one, or determining the place whereon to build the same in said society, or to said society's being divided, or setting off the Blew Hills &c., or making any division of said society, and what, if any.

And on the whole to report the facts as they find them to this Assembly in May next, with their opinion thereon.

Upon the memorial of Guy Richards, of New London in the county of New London, shewing to this Assembly that whereas he, the memorialist, together with Abigail Shapley and John Shapley, both of said New London now deceased, being appointed by the county court held at New London on the 2d Tuesday of June, 1758, conservators to take care of and oversee one Daniel Shapley and his estate, being an impotent and distracted person, in order for his support and benefit, which trust he, said memorialist, had undertaken and faithfully executed, and had expended therein and was in advance therefor the sum of £103 3*s.* 6*d.* lawful money, which account had since been duly examined, approved and allowed by said county court, and there being no estate belonging to said Daniel to satisfie said debt and for his further support saving a dwelling-house belonging to him in said New London, and the said Daniel still remaining in a distracted state &c.; praying this Assembly that some meet person or persons might be authorized, impowered and appointed, to make sale of said house for the payment of said sum in advance as aforesaid, and the overplus, if any should be, to be improved and applied for the further support of the said Daniel &c., as per memorial on file: Resolved by this Assembly, that the said Guy Richards of said New London be appointed, and he is hereby authorized, impowered, appointed and directed, to make sale of said house and to apply the monies raised by such sale for the purpose aforesaid.

Upon the memorial of Adam, an Indian native belonging to Farmington, for himself and the rest of the tribe of Indians lately dwelling at East Haven, presented to this Assembly in October last, representing that the memorialists have a small interest in lands, value about thirty pounds, lately adjudged to them by this Assembly, which on account of [406] their present || situation, being removed away from said East Haven, they are desirous of selling; praying to be enabled to make sale of their said remaining right and interest, under the direction of some suitable person, and the purchase monies in like manner to be laid out and disposed of: Resolved by this Assembly, that the said Adam, Indian, for himself and the rest of the said tribe, be and he is hereby authorized and fully impowered and enabled, to make sale by deed in common and usual form of all such remaining right in the said Indian lands at East Haven aforesaid, under the direction and by and with the consent and concurrence

of Samuel Bishop, Esq^r, of Newhaven and John Strong, Esq^r, of Farmington, who are hereby authorized and desired to assist him, the said Adam, accordingly in the said matter. And the monies that shall be received by such sale the said Adam by the consent and allowance of the said Bishop and Strong is hereby enabled to lay out and dispose of in the purchase of lands in the best manner for the benefit and advantage of said tribe.

Whereas upon the memorial of Mr. Joseph Fowler of East Haddam, preferred to this Assembly in May last, representing that at the time when he agreed to settle as a gospel minister with the first society in said East Haddam, he did agree to settle with them provided said society would allow the memorialist, whenever his necessity should call for it afterwards, to apply to them to make him such further allowances than the sum then stipulated for his yearly salary, *viz:* £69 0*s.* 0*d.* as his need should require and their circumstances reasonably admit, which terms were unanimously voted and accepted by said society &c., praying for relief &c., as per memorial on file, said Assembly in May did appoint a committee to repair to said society, enquire into said matters &c., and make report to the Assembly in October last; and said committee having made report, and said report not being accepted by this Assembly, as on file appears: And thereupon it is now resolved by this Assembly, that the agreement and stipulation of the said Mr. Fowler, the memorialist, with said society at his settlement in the ministry is obligatory on said society for the maintenance of the said Mr. Fowler and his family under a prudent economy and management during his continuance in the work of the ministry in said society, although the same should amount to more than the numerical sum of £69 0*s.* 0*d. per annum.* And it is further resolved by this Assembly, that Hezekiah Huntington, Shubael Conant and Jabez Hamlin, Esq^rs, be and they are hereby appointed a committee to repair to said first society in East Haddam and endeavour an accommodation of all matters of difference subsisting among them, and make report to this Assembly in May next.

Upon the memorial of Jedidiah Norton and Ephraim Hollister, both of Farmington, shewing to this Assembly that they and their estates are so situated as that it is not likely they can ever receive any benefit from the public schools in said Farmington, and are commodiously situated for the benefit of schooling their children and families in the northwest school parish in Midletown; praying to be annexed to

said school parish &c., as per memorial on file: Resolved by this Assembly, that the said memorialists and their families be and they are hereby annexed to said school district in Midletown, and shall be entituled to all the priviledges of the schools therein. And the memorialists and their estates shall for the future be exempted from paying any taxes in the town of Farmington for the support of schools, and shall be holden to pay taxes in said parish in Midletown for the support of schools there, and shall by said parish be taxed accordingly as the other inhabitants there by law may be taxed.

Upon the memorial of Phineas Stevens of Canaan, preferred to this Assembly in October last and which comes here by adjournment, shewing that this Assembly in their sessions in May, 1767, granted unto the memorialist and one Benjamin Stevens, two of the executors of the last will and testament of Uriah Stevens of Canaan, late deceased, liberty to sell so much of the real estate of the said deceased as should enable them to pay the sum of £147 4*s*. 6*d*. lawful money, with incident charges, taking the direction of the court of probate in the district of Sharon therein; further representing that the said Benja. Stevens for certain reasons declined joining with him in making such sale; praying liberty to make the same himself: Resolved by this Assembly, that the memorialist have liberty himself, and he is hereby authorized and enabled, to make sale of so much of the said deceased's real estate as shall enable him to pay the sum of £109 4*s*. 6*d*. lawful money, and no more, with the incident charges, taking the steps as before directed.

[407] On the memorial of Joseph Meacham of Enfield, shewing to this Assembly that he was prosecuted at the suit of the King before the county court held at Hartford within and for the county of Hartford on the 3d Tuesday of June, 1766, for solemnizing a marriage between Francis Baxter and Abigail Saxton, contrary to the form of one statute law of this Colony &c., on which prosecution he was found guilty before said court and judgment rendered against him for twenty pounds, lawful money, fine, and six pounds, like money, cost; further shewing that at the time of said marriage he was a Baptist minister, and that said Baxter was a Baptist belonging to the society of Baptists of which he was minister as aforesaid, and that he did not marry said Baxter &c. with a design to transgress any law of the Colony but with an innocent mind &c.; as per memorial on file: Resolved by this Assembly, that on consideration of the

memorialist's innocency as to his design in transgressing the law in the marriage aforesaid, and his mistaken apprehensions thereof, that the fine contained in said judgment against the memorialist be abated, and the memorialist is hereby released from the payment thereof; he paying the cost contained in said judgment and thereon arisen.

Upon the memorial of Daniel Taylor, Joseph Platt Cook, agents for the first society in Danbury, and John Dibble and Samuel Taylor, committee for the society of Bethel in the township of Danbury, shewing to this Assembly that the General Assembly in A.D. 1733, made a grant of monies arising on the sale of certain lands to said town of Danbury, (then being but one ecclesiastical society,) in proportion to their lists in the grand levy in the year 1732, to be let and improved for schooling in said town &c., and that said society Bethel in A.D. 1732, made about one quarter part of said town of Danbury; also that since said grant Comfort Starr, Esq^{r}, has made a donation of about eight hundred pounds, lawful money, to be let and improved for schooling in said town; and also that since said grant the society of Bethel aforesaid hath by act of Assembly been formed and constituted a distinct ecclesiastical society in said town of Danbury; which monies granted aforesaid have been improved for the support of a school in the first society of Danbury aforesaid; and praying this Assembly to grant liberty to said society of Danbury to distribute to said society of Bethel their proportionable part of the said monies granted as aforesaid, (by your Honors,) according to the list of the persons in A.D. 1732, then living within the present limits of said society of Bethel, and that your Honours would enact that such a distribution of said monies shall not be a misapplication of said monies by said first society, and that said monies be under the same restrictions and regulations in said Bethel and improved for the same use as such monies are in the rest of the towns and societies in this Colony; as per memorial on file: Resolved by this Assembly, that said first society in Danbury have liberty, and liberty is hereby granted to said first society in Danbury, to distribute and set out to said society of Bethel their proportionable part of the monies granted by the Assembly to said town of Danbury A.D. 1733, according to the list of the persons then, *viz:* in A.D. 1732, living in the present limits of said society of Bethel, to be applied to the same use and under the same restrictions and regulations in said society of Bethel as such monies are in other towns and societies in this Colony, and that such an

application of said monies shall be no forfeiture of the same in said first society in Danbury.

Upon the memorial of Daniel Mack, of Kent in the county of Litchfield, shewing to this Assembly that he is possessed of a certain prize ticket No. 764, which drew a prize in Ousatunnuck River Lottery, so called, granted by this Assembly A.D. 1761, of fifty pounds subject to a deduction of ten *per cent.*, and that on the 6th day of February, 1768, he received on account of said ticket £29 13*s.* 7*d.*, and there remains due £15 6*s.* 5*d.* after deductions &c., and that the whole interest of the money amounts to £18 16*s.* 0*d.* Which ticket was purchased after said lottery was drawn, and the whole amount thereof £34 2 6. And also that he is possessed of another prize ticket of £1 18*s.* 0*d.* after said deduction, the interest being 16*s.*, and that the whole due on both tickets, including interest, is £36 16*s.* 6*d.*; praying this Assembly to order and decree the payment of said money or some part of it out of the public treasury, as per memorial on file: Resolved by this Assembly, that said Daniel Mack receive out of the public treasury the sum of seventeen pounds four shillings and five pence, lawful money, in full satisfaction of both said tickets.

Upon the memorial of the inhabitants of the society of Eastbury in the town of Glastonbury, preferred to this Assembly in October 1767, and which comes here by continuance &c., representing and setting forth that by reason of many adverse providences and difficulties they are become [408] very unable || to support the gospel ministry among them; praying to have the lands in said society belonging to nonresident proprietors &c. taxed to their use for the purpose aforesaid, as by memorial on file: It is resolved and granted by this Assembly, that the memorialists have liberty and power to levy a tax of two pence, lawful money, per acre, on all unimproved lands in said society belonging to nonresident proprietors, for the purpose mentioned and prayed for in said memorial, for the term of two years; and they are hereby enabled to levy and collect such tax accordingly.

Upon the memorial of Nathan Tibbals of Kent, shewing to this Assembly that between the 7th and 8th days of November, A.D. 1768, his house was consumed by fire, and that two twenty-shilling bills and one ten-shilling bill of this Colony, all of the emission of March, 1762, were burnt and consumed to ashes; praying to have the same reimbursed him out of the public treasury, as per memorial on file:

Resolved by this Assembly, that there be paid to said Nathan Tibbals the sum of £3 2*s*. 6*d*. out of the public treasury, and the Treasurer of this Colony is hereby ordered to pay the same accordingly.

On the memorial of Mary Wells, administratrix on the estate of Benjamin Wells late of Stratford, deceased, shewing to this Assembly that the debts due from the estate of the deceased, with a small allowance to the widow, surmount the inventoried moveable estate of said deceased the sum of £76 12*s*. 5*d*. lawful money; praying for liberty to sell so much of the real estate of said deceased as should be sufficient to raise the said sum with the incident charges arising on said sale: Resolved by this Assembly, that the memorialist have liberty, and liberty and power is hereby granted to her, to sell so much of the real estate of the said Benjamin Wells, deceased, as shall be sufficient to raise the sum of £76 12*s*. 5*d*. lawful money, with the incident charges arising on such sale; taking the direction of the court of probate for the district of Fairfield therein.

Upon the memorial of Joseph Kirtland of Norwich, administrator on the estate of Ziporah Kirtland late of said Norwich, deceased, representing that the debts due from the estate of said deceased, including the charges of administration, amount to the sum of £33 2*s*. 4*d*. lawful money, and that there is no personal estate to pay the same; praying for liberty to sell so much of the real estate of said deceased as shall be sufficient to raise said sum &c., as per memorial on file: Resolved by this Assembly, that the said memorialist have liberty and he is hereby fully impowered, to make sale of so much of the real estate of said deceased as shall raise the said sum of £33 2*s*. 4*d*. with incident charges arising on such sale; taking the directions of the court of probate for the district of Norwich therein.

Upon the memorial of Jonathan Booth, of Newtown in Fairfield county, representing to this Assembly that on the 5th day of December last as he was paying away some money in said Newtown he dropt a forty-shilling bill of 1762 date of this Colony emission, and there being a great number of persons in the house it was trod almost all to pieces; praying to this Assembly that they give him an order on the Colony Treasurer for the value of said bill &c., as per memorial on file may appear: Resolved by this Assembly, that liberty be granted, and liberty is hereby granted to said Jonathan Booth, to receive the value of said bill out of the Colony treasury, and the said Treasurer is ordered to pay

him the sum of fifty shillings, being the value of said bill, accordingly.

Upon the memorial of John Way and Joseph Way, executors of the last will and testament of John Way late of Colchester in the county of Hartford, deceased, shewing to this Assembly that the debts and charges due from the estate of said deceased surmount the personal estate of said deceased the sum of £45 9*s*. 5*d*., and that there is no provision made in said will to sell land for the payment of debts; praying for liberty to sell lands, as per memorial on file: Resolved by this Assembly, that the memorialists be impowered, and they are hereby impowered, to make sale of so much of the real estate of said deceased as will be sufficient to pay said sum of £45 9*s*. 5*d*. with the incident charges of sale; taking the direction of the court of probate for the district of East Hadam therein.

[409] On the memorial of Hannah Rockwell and William Rockwell, both of Midletown, executors of the last will and testament of Mr. William Rockwell late of said Midletown, deceased, shewing to this Assembly that the debts due from said estate, together with some allowance made to the widow as necessaries, surmount the moveable part of said estate the sum of £260 15*s*. 4½*d*., and thereupon praying for liberty to sell so much of the real estate of said deceased as will procure said sum: Resolved by this Assembly, that the memorialists have liberty, and liberty is hereby granted to the memorialists, to sell so much of the real estate of said deceased as will procure the aforesaid sum of £260 15*s*. 4½*d*. together with the incident charges arising on such sale; taking the direction of the court of probate in the district of Midletown therein.

Upon the memorial of Daniel Ely, of Lyme in New London county, shewing to this Assembly that in the year 1741, he mortgaged a tract of land to the government, redeemable in the year 1745, upon the payment of £25 0*s*. 0*d*. new tenour; that he hath never yet redeemed the same; praying that some suitable person might be impowered to give a deed of release of said lands upon the memorialist's securing the payment of the sum due to the government on said mortgage in some reasonable time, as per memorial on file: Resolved by this Assembly, that Mathew Griswold, Esq^{r}, of Lyme be, and he is hereby, fully impowered to execute a deed of release of all said lands in said deed to said Daniel Ely, upon his, said Ely's, first securing with good surety to the satisfaction of said Mathew Griswold, Esq^{r}, to be paid to the Treasurer of the Colony within one year next after the rising

of this Assembly the sums still remaining due on said mortgage.

Upon the memorial of Darius Willey, of Lyme in New London county, executor upon the last will and testament of Isaac Willey late of said Lyme, deceased, representing to this Assembly that the debts due from said deceased. with some allowance made to the widow, surmount the personal estate of said deceased the sum of £37 0*s*. 3½*d*. and no provision is made in said will to discharge the same; praying that the memorialist or some other suitable person might be appointed to sell so much of the real estate of said deceased as shall pay the aforesaid sum of £37 0*s*. 3½*d*. with the incident charges arising on said sale: Resolved by this Assembly, that Darius Willey, of Lyme in New London county, have liberty and he is hereby appointed and impowered, to make sale of so much of the real estate of said deceased as shall raise the sum of £37 0*s*. 3½*d*. with the incident charges arising on said sale; taking the direction of the court of probate for the district of New London therein.

Upon the memorial of Susannah Lord, administratrix on the estate of John Lord late of said East Hadam, deceased, shewing to this Assembly that the debts and charges of said deceased as allowed by the court of probate for the district of East Haddam surmount the personal estate of said deceased the sum of £74 6*s*. 10¼*d*. lawful money, and praying for liberty to sell so much of the real estate of said deceased as should be sufficient to raise said sum of £74 6*s*. 10¼*d*. lawful money, &c.: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted to the memorialist, to sell so much of the real estate of said deceased as shall be sufficient to raise said sum of £74 6*s*. 10¼*d*. lawful money, with the incident charges arising thereon; taking the directions of the court of probate for the district of East Hadam therein.

On the memorial of Abraham Tomlinson of Milford, administrator of the estate of Benjamin Burn late of said Milford, deceased, shewing that the debts due from said estate surmount the moveable estate of said deceased the sum of £25 1*s*. 3½*d*.; praying for liberty to make sale of so much real estate of said deceased as to satisfie the same: Resolved by this Assembly, that liberty be granted unto said Abraham Tomlinson, and he is hereby impowered, to sell the real estate of said deceased sufficient to pay said debts with incident charges arising thereon; taking the direction of the court of probates in Newhaven therein.

On the memorial of John Camp, keeper of the gaol in Fairfield county, shewing to this Assembly that he had expended £3 15*s.* 6*d.* for the support of Isaac Frazier, a prisoner for a capital crime, and other prisoners for criminal matters; praying that the same may be paid to him out of the public treasury of this Colony: Resolved by this Assembly, that the Treasurer of this Colony be and he is hereby ordered and directed, to pay to said Camp said sum of three pounds fifteen shillings and six pence, lawful money, out of the Colony treasury.

[410] On the memorial of Lois Belding, executrix of the last will of Joseph Belding late of Weathersfield, deceased, shewing to this Assembly that Capt. Jonathan Belding was appointed by said Assembly in October, 1767, with the memorialist, to sell of the real estate of the deceased sufficient to raise the sum of £100 0*s.* 0*d.* lawful money, for payment of the debts of said deceased with the incident charges &c., and that before the sale of said estate the said Capt. Belding dyed; praying that some meet person may be appointed in the room of the deceased to join with the memorialist in selling said estate, as per memorial on file: Resolved by this Assembly, that Charles Bulkley of said Weathersfield be appointed with the memorialist, and they are hereby appointed and impowered, to make sale of so much of the real estate of the deceased Joseph Belding as will make up the sum of £100 0*s.* 0*d.* lawful money, with what has been sold by the deceased Jonathan Belding and the memorialist according to liberty granted in October 1767, by this Assembly, with the incident charges arising thereon; taking the direction of the court of probate in the district of Hartford therein.

Upon the memorial of the selectmen of the town of Newhaven, representing that since the year 1752, there had been paid out of the town treasury the sum of £19 3*s.* 4*d.* for the support of Stephen Clerk, an impotent person; further representing that they judged it reasonable that the interest of the money from the time of paying the same out of the treasury ought to be allowed; praying for liberty to sell so much of the real estate of said Stephen Clark as should be sufficient to pay said sum and interest thereon, as per memorial on file appears: Resolved by this Assembly, that the memorialists have liberty, and liberty and authority is hereby granted unto them, to sell so much of the real estate of said Clark as shall be sufficient to pay said sum and interest, which is £28 11*s.* 9*d.*, together with incident charges of such sale.

Upon the memorial of Jonathan Farman, of Killingly in the county of Windham, shewing to this Assembly that by hardships and misfortunes suffered and endured in the war he had lost his health and estate; praying for lycence to peddle in this Colony without paying the ordinary premium ordered by law &c., as per memorial on file: Resolved by this Assembly, that said Farnam have liberty, and liberty and lycence is hereby given to said Farnam, to peddle goods in this Colony without paying the ordinary premium &c., during the pleasure of this Assembly.

On the petition of Jonathan Goodwin, James Thomas, Zebulon Case, all of Lebanon in Windham county, and others subscribers, creditors to the estate of John Alden late of said Lebanon, deceased, *vs.* Jonathan Trumbull of Lebanon aforesaid, Esq^{r}, as on file: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative.

On the petition of John Whiting, of Newhaven in the county of Newhaven, treasurer of the said county, *vs.* Thomas Strong and Eliakim Strong, both of Durham in the county aforesaid, as on file: The question was put, whether there is error in the judgment complained of &c.: Resolved by this Assembly in the negative.

On the petition of Barnabas Tuthil, of Lyme in New London county, John Tully, Samuel Field and John Cochran, all of Saybrook in the county aforesaid, (who are some of the principal creditors of the estate of James Jones late of said Saybrook,) *vs.* James Jones of Saybrook aforesaid, as on file: The question was put, whether anything should be granted on said petition: Resolved in the negative.

On the petition of Joel Northrup, of Milford in the county of Newhaven, *vs.* Samuel Newton of said Milford and John Fowler, Esq^{r}, one of the principal inhabitants of Milford aforesaid, as on file: The question was put, whether the pleas offered by the respondent in abatement of this petition are sufficient to abate the same: Resolved by this Assembly in the affirmative.

On the petition of John Gillet, of Hebron in the county of Hartford, *vs.* Ebenezer Gillet, of Lebanon in the county of Windham, as on file: The question was put, whether anything should be granted on the prayer of said petition: Resolved by this Assembly in the negative. *Cost allowed respondent* £4 6 8, *Ex. granted February* 3*d*, 1769.

Cost allowed to Timothy Hale of Glastonbury (who ap-

peared by his attorney Mr. Jesse Root) to answer the petition of John Holden and John Holden jun^{r}, both of said Glastonbury, which the said petitioners did not appear to prosecute &c., is £4 13*s*. 10*d*. lawful money. *Ex. granted February 9th*, 1769.

Teste GEORGE WYLLYS, Secret'ry.

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[412] *Anno Regni Regis Georgii tertii nono.*

AT A GENERAL ASSEMBLY OF THE GOVERNOR AND COMPANY OF HIS MAJESTY'S ENGLISH COLONY OF CONNECTICUT IN NEW ENGLAND IN AMERICA, HOLDEN AT HARTFORD IN SAID COLONY ON THE SECOND THURSDAY OF MAY, AND CONTINUED BY SEVERAL ADJOURNMENTS UNTIL THE EIGHTH DAY OF JUNE NEXT FOLLOWING, ANNOQUE DOMINI 1769.

Present:

The Honorable William Pitkin, Esq^{r}, *Governor.*

The Honorable Jonathan Trumbull, Esq^{r}, *Deputy Governor.*

Hezekiah Huntington, Esq^{r},	Jabez Huntington, Esq^{r},	*Assistants.*
Mathew Griswold, Esq^{r},	William Pitkin Jun^{r}, Esq^{r},	
Shubael Conant, Esq^{r},	Roger Sherman, Esq^{r},	
Elisha Sheldon, Esq^{r},	Robert Walker, Esq^{r},	
Eliphalet Dyer, Esq^{r},	Abraham Davenport, Esq^{r},	

Representatives or Deputies of the Freemen of the several Towns are as follow, viz:

Colo. John Pitkin, Mr. John Ledyard, for Hartford.
Colo. Jabez Hamlin, Mr. Seth Wetmore, for Middletown.
Capt. Henry Champion, Mr. Daniel Foot, for Colchester.
Capt. Isaac Pinney, Mr. Josiah Converse, for Stafford.
Colo. Hez. Brainerd, Capt. Thomas Selden, for Hadam.
Mr. Moses Holmes, Capt. Timothy Pearl, for Willington.
Capt. Samuel Kent, Mr. Alexander King, for Suffield.
Capt. Christopher Holmes, Mr. Daniel Brainerd, for East Haddam.
Capt. Benja. Talcott, Capt. Joel White, for Bolton.
Zebulon West, Esq^{r}, Capt. Sam^{l} Chapman, for Tolland.
Capt. Josiah Bissel, Capt. Josiah Phelps, for Windsor.
Capt. David Barber, Capt. Obadiah Horsford, for Hebron.
Capt. Jos. Olmstead, Capt. Ephraim Pease, for Enfield.
Capt. John Case, Mr. Oliver Humphrey, for Symsbury.
Capt. David Sage, Mr. Nath^{l} Freeman, for Chatham.
Colo. John Chester, Capt. Elisha Williams, for Weathersfield.
Capt. Isaac Lee jun^{r}, Mr. Solomon Whitman, for Farmington.
Mr. Aaron Bissell, Capt. Charles Elsworth, for East Windsor.

Mr. Jonathan Wells, Mr. John Kimberly, for Glastonbury.
Mr. Emery Pease, Capt. Luke Cooley, for Somers.
Colo. Nathan Whiting, Mr. Joshua Chandler, for Newhaven.
Capt. John Fowler, Majr Edward Allen, for Milford.
Capt. Macock Ward, for Wallingford.
Colo. Elihu Chauncey, Capt. James Wadsworth, for Durham.
[413] Mr. Nathaniel Hill, Mr. Joseph Pynchon, for Guilford.
Capt. William Gould, Capt. Samuel Russell, for Branford.
Capt. Jonathan Baldwin, Capt. Samuel Hiccox, for Waterbury.
Capt. John Holbrook, Mr. Joseph Hull junr, for Derby.
Mr. Richard Law, Mr. William Hilhouse, for New London.
Mr. Charles Phelps, Mr. Paul Wheeler, for Stonington.
Mr. Elisha Fitch, Capt. Elijah Backus, for Norwich.
Capt. William Williams, Capt. Moses Fish, for Groton.
Mr. Saml Holden Parsons, Mr. John Lay 2d, for Lyme.
Majr John Murdock, for Saybrook.
Capt. Samuel Morgan, Colo. Samuel Coit, for Preston.
Mr. Theophilus Morgan, Mr. Benjamin Gale, for Killingworth.
Ebenezer Silliman, Esqr, Capt. David Burr, for Fairfield.
Colo. Thomas Fitch, Mr. Thomas Belding, for Norwalk.
Mr. James Potter, Mr. John Page, for New Fairfield.
Mr. Richard Fairman, Capt. Henry Glover, for Newtown.
Capt. Daniel Taylor, Capt. Daniel Benedict, for Danbury.
Capt. John Mead, Capt. Edward Brush, for Greenwich.
Mr. William Lee, Mr. Philip Burr Bradley, for Ridgefield.
Mr. Benjamin Weed, Majr David Waterbury, for Stamford.
Capt. Theophilus Nickols, Capt. Samuel Adams, for Stratford.
Colo. John Read, Capt. Henry Lyon, for Redding.
Mr. Nathaniel Wales, Mr. Hezekiah Manning, for Windham.
Majr William Williams, Capt. Joshua West, for Lebanon.
Mr. John Curtiss, Capt. Elkanah Cobb, for Canterbury.
Mr. Phineas Strong, Mr. Richard Hale, for Coventry.
Mr. John Salter, Mr. Edward Freeman, for Mansfield.
Capt. Robert Dixon, Mr. Samuel Stewart, for Voluntown.
Mr. Thomas Williams, Mr. Samuel Craft, for Pomfrett.
Capt. Daniel Payne, Mr. Menassah Hosmer, for Woodstock.
Mr. Bryant Brown, for Killingly.
Capt. Benjamin Douglass, Mr. Andrew Backus, for Plainfield.
Capt. Benja. Sumner, Mr. Elijah Whiton, for Ashford.
Colo. Ebenezer Marsh, Mr. Abraham Kilborn, for Litchfield.
Capt. Ebenezer Norton, Mr. Edna Beach, for Goshen.
Majr Thos. Chittenden, Mr. Joshua Porter, for Salisbury.
Mr. Daniel Sherman, Capt. Benjamin Stiles, for Woodbury.
Majr Bushnel Bostwick, Capt. Samuel Canfield, for New Milford.

Capt. Isaac Kellogg, Capt. Mathew Gillet, for New Hartford.
Mr. Elisha Swift, Mr. Ephraim Hubbel jun^{r}, for Kent.
Capt. Abijah Catlin, for Harwinton.
Colo. John Williams, Capt. James Pardee, for Sharon.
Capt. Charles Burrel, Mr. Elisha Baker, for Canaan.
Mr. Joshua Pierce, Capt. Thomas Porter, for Cornwall.
Mr. John Cook, Mr. Noah Wilson, for Torrington.

Zebulon West, Esq^{r}, Speaker } of the House of
Maj^{r} William Williams, Clerk } Representatives.

[414] This day being appointed by the royal charter and the laws of this Colony for the Election of the public officers of the Colony, *viz:* Governor, Deputy Governor, Assistants, Treasurer, and Secretary, proclamation was made in manner accustomed, and then the votes of the freemen were given in to the persons appointed by the Assembly to receive, sort and count them, and to declare the names of such persons as should be chosen to any of the aforementioned offices according to law; which persons so appointed were, Hezekiah Huntington, Mathew Griswold, Shubael Conant, Elisha Sheldon, Eliphalet Dyer, Jabez Huntington, William Pitkin jun^{r}, Roger Sherman, Robert Walker, Abraham Davenport, Esq^{rs}, Colo. Hezekiah Brainerd, Mr. John Ledyard, Colo. Nathan Whiting, Mr. Joseph Pynchon, Major John Murdock, Colo. Samuel Coit, Mr. Philip Burr Bradley, Colo. Thomas Fitch, Mr. Nathaniel Wales, Capt. Joshua West, Mr. Daniel Sherman, and Maj^{r} Bushnel Bostwick, who were all sworn to a faithful discharge of that trust.

And the votes of the freemen of the Colony being brought in, sorted and counted,

The Honorable William Pitkin, Esq^{r}, is chosen Governor of this Colony for the year ensuing.

Hezekiah Huntington, Esq^{r}, Mathew Griswold, Esq^{r}, Shubael Conant, Esq^{r}, Elisha Sheldon, Esq^{r}, Eliphalet Dyer, Esq^{r}, Jabez Huntington, Esq^{r}, William Pitkin jun^{r}, Esq^{r}, Roger Sherman, Esq^{r}, Robert Walker, Esq^{r}, Abraham Davenport, Esq^{r}, William Samuel Johnson, Esq^{r}, and Joseph Spencer, Esq^{r}, were chosen Assistants for the year ensuing.

John Lawrence, Esq^{r}, was chosen Treasurer of this Colony for the year ensuing.

George Wyllys, Esq^{r}, is chosen Secretary of this Colony for the year ensuing..

The Governor's oath appointed by the laws of this Colony, and the oath required by act of Parliament made and passed in the fourth year of the reign of his Majesty George the third, entituled An Act for granting certain duties in the

British Colonies and Plantations in America &c., were in due form and manner administred to the Hon^ble^ William Pitkin, Esq^r^, now chosen Governor of the Colony of Connecticut.

The Assistant's oath prescribed by the law of this Colony was duly administred to Hezekiah Huntington, Mathew Griswold, Shubael Conant, Elisha Sheldon, Eliphalet Dyer, Jabez Huntington, William Pitkin jun^r^, Roger Sherman, Robert Walker, Abraham Davenport and Joseph Spencer, Esq^rs^, now chosen Assistants over this Colony.

The Treasurer's oath appointed by the law of this Colony was duly Administred to John Lawrence, Esq^r^, now chosen Treasurer of this Colony.

The Secretary's oath appointed by the law of this Colony was duly administred to George Wyllys, Esq^r^, now chosen Secretary of this Colony.

In the House of Representatives. The Honorable Jonathan Trumbull, Esq^r^, is chosen Deputy Governor of this Colony for the year ensuing.

In the Upper House. The Honorable Jonathan Trumbull, Esq^r^, is chosen Deputy Governor of this Colony for the year ensuing.

[415] The Deputy Governor's oath appointed by the laws of this Colony was duly administred to the Hon^ble^ Jonathan Trumbull, Esq^r^, now chosen (by the General Assembly) Deputy Governor of this Colony.

Ordered, That William Pitkin jun^r^, Esq^r^, and Colo. John Pitkin return the thanks of this Assembly to the Reverend Mr. Eliphalet Williams, for his sermon delivered before the Assembly on the 11th instant, and desire a copy thereof that it may be printed.

This Assembly do appoint the Honorable Jonathan Trumbull, Esq^r^, to be Chief Judge of the Superior Courts in this Colony the year ensuing.

This Assembly do appoint Robert Walker, Esq^r^, Mathew Griswold, Esq^r^, Eliphalet Dyer, Esq^r^, and Roger Sherman, Esq^r^, to be Judges of the Superior Courts in this Colony the year ensuing.

This Assembly do appoint Jabez Hamlin, Esq^r^, to be Judge of the County Courts in and for the county of Hartford the year ensuing.

This Assembly do appoint Roger Newton, Esq^r^, to be Judge of the County Courts in and for the county of New Haven the year ensuing.

This Assembly do appoint Hezekiah Huntington, Esq^r^, to be

Judge of the County Courts in and for the county of New London the year ensuing.

This Assembly do appoint Abraham Davenport, Esq^{r}, to be Judge of the County Courts in and for the county of Fairfield the year ensuing.

This Assembly do appoint Shubael Conant, Esq^{r}, to be Judge of the County Courts in and for the county of Windham the year ensuing.

This Assembly do appoint John Williams, Esq^{r}, to be Judge of the County Courts in and for the county of Litchfield the year ensuing.

This Assembly do appoint Joseph Talcott, Esq^{r}, to be Judge of the Court of Probate for the district of Hartford the year ensuing.

This Assembly do appoint Joseph Spencer, Esq^{r}, to be Judge of the Court of Probate for the district of East Haddam the year ensuing.

This Assembly do appoint Jabez Hamlin, Esq^{r}, to be Judge of the Court of Probate for the district of Midletown the year ensuing.

This Assembly do appoint Zebulon West, Esq^{r}, to be Judge of the Court of Probate for the district of Stafford for the year ensuing.

This Assembly do appoint Solomon Whitman, Esq^{r}, to be Judge of the Court of Probate for the district of Farmington the year ensuing.

This Assembly do appoint John Owen, Esq^{r}, to be Judge of the Court of Probate for the district of Simsbury the year ensuing.

This Assembly do appoint John Hubbard, Esq^{r}, to be Judge of the Court of Probate for the district of New Haven the year ensuing.

This Assembly do appoint Nathaniel Hill, Esq^{r}, to be Judge of the Court of Probate for the district of Guilford the year ensuing.

This Assembly do appoint Gurdon Saltonstall, Esq^{r}, to be Judge of the Court of Probate for the district of New London the year ensuing.

This Assembly do appoint Hezekiah Huntington, Esq^{r}, to be Judge of the Court of Probate for the district of Norwich for the year ensuing.

[416] This Assembly do appoint William Williams, Esq^{r}, to be Judge of the Court of Probate for the district of Stonington the year ensuing.

This Assembly do appoint Ebenezer Silliman, Esq^{r}, to be

Judge of the Court of Probate for the district of Fairfield the year ensuing.

This Assembly do appoint Abraham Davenport, Esq^{r}, to be Judge of the Court of Probate for the district of Stamford for the year ensuing.

This Assembly do appoint Thomas Benedict, Esq^{r}, to be Judge of the Court of Probate for the district of Danbury the year ensuing.

This Assembly do appoint Shubael Conant, Esq^{r}, to be Judge of the Court of Probate in the district of Windham the year ensuing.

This Assembly do appoint Jabez Fitch, Esq^{r}, to be Judge of the Court of Probate for the district of Plainfield for the year ensuing.

This Assembly do appoint Ebenezer Williams, Esq^{r}, to be Judge of the Court of Probate for the district of Pomfret the year ensuing.

This Assembly do appoint Ebenezer Marsh, Esq^{r}, to be Judge of the Court of Probate for the district of Litchfield the year ensuing.

This Assembly do appoint Daniel Sherman, Esq^{r}, to be Judge of the Court of Probate for the district of Woodberry the year ensuing.

This Assembly do appoint John Williams, Esq^{r}, to be Judge of the Court of Probate for the district of Sharon the year ensuing.

This Assembly do appoint William Wolcott, Zebulon West, Seth Wetmore and Samuel Talcott, Esq^{rs}, to be Justices of the Peace and Quorum in and for the county of Hartford the year ensuing.

This Assembly do appoint John Chester, Jabez Hamlin, George Wyllys, Joseph Talcott, John Ledyard, Thomas Hosmer, Jonathan Hills, John Pitkin, Elisha Williams, Samuel Enno, Erastus Wolcott, Josiah Bissel, Henry Allyn, Alexander Wolcott, Joseph Southmaid, Nathaniel Chauncey, Mathew Talcott, Solomon Whitman, Hezekiah Gridley, Jared Lee, Joseph Hart, John Strong, William Wadsworth, Selah Hart, Isaac Lee jun^{r}, John Owen, Judah Holcomb, Jonathan Pettibone, Hezekiah Humphrey, Hezekiah Brainerd, Joseph Wells, Jonathan Hale, John Kimberly, William Welles, Samuel Kent, Alexander King, Daniel Cone, Daniel Brainerd, Epaphras Lord, John Watrous, Daniel Foot, Peter Bulkley, Henry Champion, Samuel Gilbert, Alexander Phelps, Ephraim Terry, Joseph Olmstead, Benjamin Talcott, Thomas Pitkin, Samuel Cobb, Isaac Pinney, Daniel Alden, Abner Barker, Samuel

Reynolds, David Sage, Nathaniel Freeman, Charles Elsworth, and Oliver Humphrey, Esq^rs, to be Justices of the Peace in and for the county of Hartford the year ensuing.

This Assembly do appoint David Barber, John Phelps, Solomon Wells and Thomas Belding, Esq^rs, to be Justices of the Peace in and for the county of Hartford the year ensuing.

This Assembly do appoint John Hubbard, Elihu Chauncey, Thomas Darling and Nathaniel Hill, Esq^rs, to be Justices of the Peace and Quorum in and for the county of New Haven the year ensuing.

This Assembly do appoint Samuel Sherman, John Whiting, Samuel Sacket, Daniel Lyman, Samuel Hemingway, Jared Ingersoll, Samuel Bishop jun^r, Simeon Bristol, Roger Newton, Robert Treat, Nathan Baldwin, John Fowler, Timothy Russell, Charles French, Daniel Holbrook, John Daviss, Thomas Mathews, Joseph Hopkins, Caleb Humistone, Timothy Judd, Benjamin Hall, John Hall, Elihu Hall, Caleb Mer-
[417] riman, Aaron Lyman, Benjamin Hall 4th, James || Wadsworth jun^r, Nathaniel Ruggles, Josiah Meiggs, Timothy Todd, Simeon Chittenden, Joseph Pynchon, Jonathan Russel, Josiah Rogers, Samuel Barker, William Hoadley, James Barker, Joshua Chandler, Caleb Beacher, Nathan Whiting, Joseph Hull jun^r, and Macock Ward, Esq^rs, to be Justices of the Peace in and for the county of New Haven the year ensuing.

This Assembly do appoint Richard Lord, Pygan Adams, Samuel Coit, William Hilhouse and John Murdock, Esq^rs, to be Justices of the Peace and Quorum in and for the county of New London the year ensuing.

This Assembly do appoint Gurdon Saltonstall, Daniel Coit, Richard Law, Jeremiah Miller, Humphrey Avery, William Whiting, Elisha Fitch, Ebenezer Hartshorn, Jacob Perkins, Simon Tracey jun^r, Samuel Huntington, Benjamin Huntington, Elisha Lothrop, Samuel Morgan, William Witter, Joseph Denison, Samuel Prentice, Amos Cheesbrough, John Williams, Charles Phelps, Paul Wheeler, Peleg Cheesbrough, Luke Perkins, William Williams, Nathan Smith, Ebenezer Avery, William Avery, Benjamin Lee, John Lay 2d, Samuel Ely, George Dorr, Samuel Selden, Samuel Holden Parsons, John Tully, Hezekiah Whittelsey, John Shipman, Justus Buck, Benjamin Williams, Benjamin Gale, Elnathan Stephens, Aaron Eliot, John Pierson, Elijah Backus, Theophilus Morgan, Jonathan Lattimer jun^r, Benjamin Coit, Samuel Mott, Esq^rs, to be Justices of the Peace in and for the county of New London the year ensuing.

This Assembly do appoint John Read, Samuel Adams, Robert Fairchild and Joseph Platt, Esq^{rs}, to be Justices of the Peace and Quorum in and for the county of Fairfield for the year ensuing.

This Assembly do appoint Ebenezer Silliman, Theophilus Nickols, Agur Tomlinson, Ichabod Lewis, James Walker, Daniel Fairchild, Lothrop Lewiss, Thomas Hill, David Burr jun^{r}, Samuel Fitch, Samuel Bradley jun^{r}, Daniel Silliman, David Cooley, Thomas Fitch jun^{r}, Theophilus Fitch, Elias Betts, Charles Webb, Peter Mead, Messenger Palmer, David Knapp, Edward Brush, Samuel Olmstead, Samuel Smith, Stephen Mead, Thomas Benedict, Joseph Platt Cook, Samuel Taylor, Daniel Taylor jun^{r}, Caleb Baldwin, Richard Fairman, Henry Glover, Ephraim Hubbel, Thomas Brush, Thomas Belding, Benjamin Weed, Thomas Youngs, Philip Burr Bradley, and John Mead, Esq^{rs}, to be Justices of the Peace in and for the county of Fairfield the year ensuing.

This Assembly do appoint John Burr 2d, Esq^{r}, to be a Justice of the Peace in and for the county of Fairfield the year ensuing.

This Assembly do appoint Jabez Fitch, Joshua West, Ebenezer Williams and William Williams, Esq^{rs}, to be Justices of the Peace and Quorum in and for the county of Windham the year ensuing.

This Assembly do appoint Jonathan Huntington, Samuel Gray, Jedidiah Elderkin, Nathaniel Wales jun^{r}, Jacob Symons, Hezekiah Manning, Joseph Clark, William Metcalf, Benajah Bill, Joseph Storrs, Jacob Dresser, Thomas Moffat, Bryant Brown, William Danielson, Benjamin Wheeler, Isaac Coit, Elisha Payne, John Dyer, John Curtiss, William Osgood, Thomas Williams, John Grosvenor, Elijah Whiton, Benjamin Sumner, Joseph Strong, Phineas Strong, Ephraim Root, John Smith, Robert Dixon, Jeremiah Kinnee, Samuel Chandler, Nathaniel Childs, Ebenezer Wales, Abner Sessions, Samuel Stewart, and John Salter, Esq^{rs}, to be Justices of the Peace in and for the county of Windham the year ensuing.

This Assembly do appoint Ebenezer Marsh, Increase Mosely, Daniel Sherman and Bushnel Bostwick, Esq^{rs}, to be Justices of the Peace and Quorum in and for the county of Litchfield the year ensuing.

This Assembly do appoint John Williams, Timothy Collins, Isaac Baldwin, Jacob Woodruff, Daniel Everit, Benjamin Hinman, Gideon Walker, Paul Welch, Samuel Bostwick, Samuel Canfield, John Ransom, Daniel Lee, Nathan Eliot, Cyrus Marsh, Daniel Griswold of Sharon, James Landon,

John Hutchinson, Joshua Porter, David Whitney, John Bebee, Charles Burrel, Thomas Russel, Heman Swift, John Beach, Samuel Nash, Ebenezer Norton, Abijah Catlin, Daniel Catlin, Isaac Kellogg, Mathew Gillet, John Cook, Epaphras Sheldon, Michael Humphrey, Nehemiah Andrus of Hartland, Thomas Warner, Benjamin Stiles, David Welch, and Elisha Baker, Esq[rs], to be Justices of the Peace in and for the county of Litchfield the year ensuing.

[418] This Assembly do appoint Jonathan Baldwin of Waterbury, Esq[r], to be a Justice of the Peace within and for the county of New Haven the year ensuing.

This Assembly do establish Mr. Jonathan Bartlet to be Captain of the company or trainband in the north society in the town of East Windsor.

This Assembly do establish Mr. James Harper to be Lieutenant of the company or trainband in the north society in the town of East Windsor.

This Assembly do establish Mr. Lemuel Stoughton to be Ensign of the company or trainband in the north society in the town of East Windsor.

This Assembly do establish Mr. Richard Deshon to be Captain of the second company or trainband in the town of New London.

This Assembly do establish Mr. Adam Shapley to be Lieutenant of the second company or trainband in the town of New London.

This Assembly do establish Mr. Samuel Lattimer jun[r] to be Ensign of the second company or trainband in the town of New London.

This Assembly do establish Mr. Randal Evans to be Captain of the first company or trainband in Northberry parish in the town of Waterbury.

This Assembly do establish Mr. Bartholomew Pond to be Lieutenant of the first company or trainband in Northberry parish in the town of Waterbury.

This Assembly do establish Mr. Sandford Billings to be Ensign of the second company or trainband in the town of Stonington.

This Assembly do establish Mr. Timothy Bradley to be Captain of the tenth company or trainband in the second regiment in this Colony.

This Assembly do establish Mr. Nathaniel Sperry to be Lieutenant of the 10th company or trainband in the 2d regiment in this Colony.

This Assembly do establish Mr. Titus Smith to be Ensign

of the 10th company or trainband in the 2d regiment in this Colony.

This Assembly do establish Mr. Gold Sellick Silliman to be Captain of the second troop of horse in the fourth regiment in this Colony.

This Assembly do establish Mr. John Hubbel to be Lieutenant of the second troop of horse in the fourth regiment in this Colony.

This Assembly do establish Mr. Jabez Hill to be Cornet of the second troop of horse in the fourth regiment in this Colony.

This Assembly do establish Mr. Samuel Sherwood jun^{r} to be Quarter-Master of the second troop of horse in the fourth regiment in this Colony.

This Assembly do establish Mr. Thomas Wadsworth to be Captain of the 5th company or trainband in the town of Hartford.

This Assembly do establish Mr. Jonathan Wells to be Lieutenant of the 5th company or trainband in the town of Hartford.

This Assembly do establish Mr. Jonathan Hills jun^{r} to be Ensign of the 5th company or trainband in the town of Hartford.

This Assembly do establish Mr. John Clark to be Lieutenant of the 11th company or trainband in the 7th regiment in this Colony.

This Assembly do establish Mr. James Clark to be Ensign of the 11th company or trainband in the 7th regiment in this Colony.

[419] This Assembly do establish Mr. Peter Olcott to be Lieutenant of the first company or trainband in the town of Bolton.

This Assembly do establish Mr. Mathew Loomiss to be Ensign of the first company or trainband in the town of Bolton.

This Assembly do establish Mr. Timothy Chittenden to be Captain of the second company or trainband in the town of Salisbury.

This Assembly do establish Mr. James Landon jun^{r} to be Lieutenant of the second company or trainband in the town of Salisbury.

This Assembly do establish Mr. Asa Landon to be Ensign of the second company or trainband in the town of Salisbury.

This Assembly do establish Mr. Isaac Kibbee to be Ensign of the 2d company or trainband in the town of Enfield.

This Assembly do establish Mr. John Dixon jun^{r} to be Captain of the 11th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Mr. Robert Park to be Lieutenant of the 11th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Mr. John Dorrance jun^{r} to be Ensign of the 11th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Mr. Timothy Cheeney to be Captain of the company or trainband at the Five-Miles in the town of Hartford.

This Assembly do establish Mr. Richard Pitkin to be Lieutenant of the company or trainband at the Five-Miles in the town of Hartford.

This Assembly do establish Mr. Nathaniel Olcott to be Ensign of the company or trainband at the Five-Miles in the town of Hartford.

This Assembly do establish Mr. Abel Woodward to be Captain of the west company or trainband in Westberry parish in the town of Waterbury.

This Assembly do establish Mr. Peter Welton to be Lieutenant of the west company or trainband in Westbury parish in the town of Waterbury.

This Assembly do establish Mr. Thomas Cole to be Ensign of the west company or trainband in Westbury parish in the town of Waterbury.

This Assembly do establish Mr. Francis Hollister to be Captain of the 12th company or trainband in the sixth regiment in this Colony.

This Assembly do establish Mr. Elizur Hubbard to be Lieutenant of the 12th company or trainband in the sixth regiment in this Colony.

This Assembly do establish Mr. Elisha Edgerton jun^{r} to be Ensign of the 2d company or trainband in the town of Norwich.

This Assembly do establish Mr. Samuel Hickcox to be Captain of the 2d company or trainband in the town of Waterbury.

This Assembly do establish Mr. Richard Seymour to be Lieutenant of the 2d company or trainband in the town of Waterbury.

This Assembly do establish Mr. Caleb Green to be Ensign of the 4th company or trainband in the 8th regiment in this Colony.

This Assembly do establish Mr. Jacob Bogardus to be Ensign of the first company or trainband in the town of Sharon.

[420] This Assembly do establish Mr. Israel Camp to be Captain of the first company or trainband in the town of Durham.

This Assembly do establish Mr. Stephen Norton to be Lieutenant of the first company or trainband in the town of Durham.

This Assembly do establish Mr. James Robertson to be Ensign of the first company or trainband in the town of Durham.

This Assembly do establish Mr. Isaac Huntington to be Captain of the 6th company or trainband in the town of Norwich.

This Assembly do establish Mr. Josiah Eams to be Lieuttenant of the 6th company or trainband in the town of Norwich.

This Assembly do establish Mr. Jabez Crocker jun^{r} to be Ensign of the 6th company or trainband in the town of Norwich.

This Assembly do establish Mr. John Osborn to be Captain of the first company or trainband in the town of Litchfield.

This Assembly do establish Mr. Benjamin Kilborn to be Lieutenant of the first company or trainband in the town of Litchfield.

This Assembly do establish Mr. Timothy Peck to be Ensign of the first company or trainband in the town of Litchfield.

This Assembly do establish Mr. Andrew Martin to be Captain of the 4th company or trainband in the town of Woodberry.

This Assembly do establish Mr. Enos Hawley to be Lieutenant of the 4th company or trainband in the town of Woodberry.

This Assembly do establish Mr. David Camp to be Ensign of the 4th company or trainband in the town of Woodbury.

This Assemblydo establish Mr. Josiah Bradley to be Lieutenant of the seventh company or trainband in the 2d regiment in this Colony.

This Assembly do establish Mr. Robert Hawkins to be Lieutenant of the 2d company or trainband in the town of New Milford.

This Assembly do establish Mr. Isaac Bostwick to be Ensign of the 2d company or trainband in the town of New Milford.

This Assembly do establish Mr. William Collins to be Captain of the 9th company or trainband in the 7th regiment of this Colony.

This Assembly do establish Mr. Jared Dudley to be Lieutenant of the 9th company or trainband in the 7th regiment in this Colony.

This Assembly do establish Mr. Abraham Kellogg to be Ensign of the south company or trainband in the town of New Hartford.

This Assembly do establish Mr. Joseph Higley to be Captain of the first company or trainband in the town of Symsbury.

This Assembly do establish Mr. Hosea Wilcox to be Lieutenant of the first company or trainband in the town of Symsbury.

This Assembly do establish Mr. Ozias Pettibone to be Ensign of the first company or trainband in the town of Symsbury.

[421] This Assembly do establish Mr. Hezekiah Benedict to be Captain of the 3d company or trainband in the town of Danbury.

This Assembly do establish Mr. Abraham Andrews to be Lieutenant of the 3d company or trainband in the town of Danbury.

This Assembly do establish Mr. Stephen Trowbridge to be Ensign of the 3d company or trainband in the town of Danbury.

This Assembly do establish Mr. Samuel Beers to be Captain of the first company or trainband in the town of Stratford.

This Assembly do establish Mr. George Benjamin to be Ensign of the first company or trainband in the town of Stratford.

This Assembly do establish Mr. Ozias Marvin to be Lieutenant of the 3d company or trainband in the first society in the town of Norwalk.

This Assembly do establish Mr. Barnabas Marvin to be Ensign of the 3d company or trainband in the first society in the town of Norwalk.

This Assembly do establish Mr. Reuben Rose to be Ensign of the 11th company or trainband in the 2d regiment of this Colony.

This Assembly do establish Mr. Joseph Gallup to be Captain of the first company or trainband in the town of Groton.

This Assembly do establish Mr. John Gardner to be Lieu-

tenant of the first company or trainband in the town of Groton.

This Assembly do establish Mr. Ebenezer Avery 2d, to be Ensign of the first company or trainband in the town of Groton.

This Assembly do establish Mr. Thaddeus Lacy to be Captain of the 3d company or trainband in the town of Woodberry.

This Assembly do establish Mr. Joseph Prindle jun^{r} to be Ensign of the first company or trainband in the town of Newtown.

This Assembly do establish Mr. Benjamin Wilkinson to be Captain of the 7th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Mr. Jonathan Pitcher to be Captain of the 7th company or trainband in the town of Norwich.

This Assembly do establish Mr. James Royce to be Captain of the troop of horse in the 10th regiment in this Colony.

This Assembly do establish Mr. Samuel Street jun^{r} to be Lieutenant of the troop of horse in the 10th regiment in this Colony.

This Assembly do establish Mr. Ephraim Tucker to be Ensign of the 3d company or trainband in the town of Preston.

This Assembly do establish Mr. Aaron Whitmore to be Captain of the 4th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Mr. John Adams to be Lieutenant of the 4th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Mr. David Buck to be Ensign of the 4th company or trainband in the 11th regiment in this Colony.

[422] This Assembly do establish Mr. Ebenezer Spencer to be Captain of the 18th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Mr. Elijah Cone to be Lieutenant of the 18th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Mr. John Shaw to be Ensign of the 18th company or trainband in the 12th regiment of this Colony.

This Assembly do establish Mr. Stephen Barber to be Captain of the 5th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Mr. Joshua Phelps to be Lieutenant of the 5th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Mr. John Phelps to be Ensign of the 5th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Mr. Benjamin Isaacs to be Captain of the troop of horse in the 9th regiment in this Colony.

This Assembly do establish Mr. Stephen Betts to be Lieutenant of the troop of horse in the 9th regiment in this Colony.

This Assembly do establish Mr. Samuel Belden to be Cornet of the troop of horse in the 9th regiment in this Colony.

This Assembly do establish Mr. Daniel St. John to be Quarter-Master of the troop of horse in the 9th regiment in this Colony.

This Assembly do establish Mr. Oliver Grant to be Captain of the troop of horse in the 8th regiment in this Colony.

This Assembly do establish Mr. Robert Swan to be Quarter-Master of the troop of horse in the 8th regiment in this Colony.

This Assembly do establish Mr. Benjamin Mirriam to be Captain of the 12th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Mr. John Green to be Lieutenant of the 12th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Mr. Solomon Sage to be Captain of the 5th company or trainband in the 6th regiment in this Colony.

This Assembly do establish Mr. Samuel Savage to be Lieutenant of the 5th company or trainband in the 6th regiment in this Colony.

This Assembly do establish Mr. Jared Shepard to be Ensign of the 5th company or trainband in the 6th regiment in this Colony.

This Assembly do establish Mr. Silas Hiccox to be Captain of the troop of horse in the 13th regiment in this Colony.

This Assembly do establish Mr. Nathan Hurd jun^{r} to be Lieutenant of the troop of horse in the 13th regiment in this Colony.

This Assembly do establish Mr. Samuel Hinman to be Cornet of the troop of horse in the 13th regiment in this Colony.

This Assembly do establish Mr. Thomas Bull to be Quar-

ter-Master of the troop of horse in the 13th regiment in this Colony.

[423] This Assembly do establish Mr. John Phelps to be Captain of the 7th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Mr. David Yeomans to be Lieutenant of the 7th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Mr. Elijah Yeomans to be Ensign of the 7th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Mr. Ames Wallbridge to be Captain of the 17th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Mr. Ephraim Hide to be Lieutenant of the 17th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Mr. Josiah Converse junr to be Ensign of the 17th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Mr. John Penfield to be Ensign of the 8th company or trainband in the 6th regiment in this Colony.

This Assembly do establish Mr. Ephraim Minor to be Lieutenant of the troop of horse in the 8th regiment in this Colony.

This Assembly do establish Mr. Timothy Stanly to be Ensign of the east company or trainband in the town of Goshen.

This Assembly do establish Mr. Reuben Marcy to be Ensign of the 5th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Mr. John Robbins to be Captain of the 9th company or trainband in the 6th regiment in this Colony.

This Assembly do establish Mr. Elias Williams to be Lieutenant of the 9th company or trainband in the 6th regiment in this Colony.

This Assembly do establish Mr. Aaron Geer to be Ensign of the 16th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Mr. Jonathan Wales to be Lieutenant of the first company or trainband in the 5th regiment in this Colony.

This Assembly do establish Mr. Gideon Hebert to be Ensign of the first company or trainband in the 5th regiment in this Colony.

This Assembly do establish Mr. Nathaniel Gallop to be Captain of the 5th company or trainband in the town of Stonington.

This Assembly do establish Mr. Richard Wheeler to be Lieutenant of the 5th company or trainband in the town of Stonington.

This Assembly do establish Mr. Samuel Storrs jun^{r} to be Captain of the 14th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Mr. Lemuel Barrows to be Lieutenant of the 14th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Mr. Isaac Barrows to be Ensign of the 14th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Mr. Amos Jones to be Lieutenant of the 11th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Mr. James Campbell to be Ensign of the 6th company or trainband in the 11th regiment in this Colony.

[424] This Assembly do establish Mr. Cyrus Wheeler to be Captain of the 4th company or trainband in the town of Stonington.

This Assembly do establish Mr. Henry Jones to be Lieutenant of the 4th company or trainband in the town of Stonington.

This Assembly do establish Mr. Joseph Galpin to be Captain of the westermost company or trainband in the town of Greenwich.

This Assembly do establish Mr. Roger Brown to be Ensign of the westermost company or trainband in the town of Greenwich.

This Assembly do establish Mr. Ambrose Blunt to be Captain of the 8th company or trainband in the town of Norwich.

This Assembly do establish Mr. James Cook jun^{r} to be Lieutenant of the 8th company or trainband in the town of Norwich.

The Assembly do establish Mr. Benajah Fitch to be Ensign of the 8th company or trainband in the town of Norwich.

This Assembly do establish Mr. Samuel Porter to be Lieutenant of the first company or trainband in the town of Waterbury.

This Assembly do establish Mr. Dudley Case to be Lieu-

tenant of the 5th company or trainband in the town of Symsbury.

This Assembly do establish Mr. Amasai Mills to be Ensign of the 5th company or trainband in the town of Symsbury.

This Assembly do establish Mr. Abraham Case to be Captain of the 7th company or trainband in the town of Symsbury.

This Assembly do establish Mr. Amos Wilcox junr to be Lieutenant of the 7th company or trainband in the town of Symsbury.

This Assembly do establish Mr. William Wilcox junr to be Ensign of the 7th company or trainband in the town of Symsbury.

This Assembly do establish Mr. Joseph Bowker to be Captain of the 6th company or trainband in the town of Symsbury.

This Assembly do establish Mr. Samuel Hays junr to be Lieutenant of the 6th company or trainband in the town of Symsbury.

This Assembly do establish Mr. Timothy Cosset to be Ensign of the 6th company or trainband in the town of Symsbury.

This Assembly do establish Mr. Peter Rose to be Captain of the 5th company or trainband in the town of Preston.

This Assembly do establish Mr. James Morgan to be Lieutenant of the 5th company or trainband in the town of Preston.

This Assembly do establish Mr. Samuel Tennant to be Ensign of the 11th company or trainband in the 12th regiment in this Colony.

An Act for repealing the last Paragraph of an Act passed in May, A.D. 1767, entituled An Act in further Addition to the Law of this Colony entituled An Act for the directing and regulating Civil Actions.

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That the last paragraph of said act, allowing liberty of an appeal from the judgment of an assistant or justice of the peace, be repealed, and the same is hereby repealed.

An Act for reviving an Act of this Colony made and passed in May, 1761, entituled An Act in further Addition to the Law entituled An Act providing in Case of Sickness

[425] Whereas it was resolved by this Assembly, at their sessions in May last, that the aforesaid act should continue and be in force until the rising of this Assembly, and no longer,

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same,

That the said act be revived, and the same is hereby revived, and shall continue and be in force for the future.

An Act for making and naming a District for a Court of Probate in the Northwest Corner of the District of Hartford, and for erecting a Court of Probate therein.

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That the towns of Symsbury, Barkhempstead, Hartland, Winchester and Colebrook shall be one district of and for a court of probate, and shall be called and known by the name of the District of Symsbury; and that in said district there shall be a court of probate held by one judge, to be appointed and commissioned for that purpose according to law, who shall have a clerk by him to be appointed and sworn to that office; which court shall have and exercise the same powers, authorities, and priviledges that the other courts of probate in this Colony by law have and are respectively vested with. And all appeals from said court of probate shall be regulated and governed according to the orders and directions of the law respecting appeals from the courts of probate in this Colony: Provided nevertheless, that all matters and business that hath been begun, entered or depending in the court of probate in the district of Hartford, shall be issued and finished in the court of probate for the district of Hartford as though this act had not been made; and anything therein contained notwithstanding.

An Act for stating the Fare of the Ferry called Warner's Ferry on Connecticut River.

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That the fare of the said ferry shall be for a man and horse, three pence; for a foot-man, one penny; for a lead horse, one penny half penny; for an ox or other neat kine, two pence; for sheep, hogs, and goats, one half penny per head.

Resolved by this Assembly, That John Ledyard, Elihu Chauncey, Samuel Holden Parsons, David Burr, William Williams, and Benjamin Stiles, Esq[rs], be and they are hereby appointed Auditors of the public accompts, with the same powers and authority as was granted to the auditors of the public accompts by a resolve of this Assembly at their sessions held by adjournment in January last. And they are hereby further directed and impowered in their discretion to renew and better secure the monies and estates due on mortgages, bonds or other securities belonging to this Colony, which are in danger of being lost; and report make to the Assembly in October next.

Resolved by this Assembly, That the Auditors of the Colony accompts be and they are hereby directed to continue to allow abatements on the Colony tax according to the resolve and order of this Assembly made at their sessions in May, A.D. 1768, until the first day of September next, and that no abatements shall be received and allowed by the auditors after said first of September.

Resolved by this Assembly, That James Abraham Hilhouse, Esq^{r}, of New Haven, be and he is hereby appointed an Agent for this Colony. And he is hereby impowered and directed to make application to Joseph Talcott, Esq^{r}, late Treasurer of this Colony, and demand and receive of the said Joseph Talcott, Esq^{r}, the monies and estate due from him to this Colony, or that he procure good security therefor; which securities he, the said Hilhouse, is hereby impowered to take to the Governor and Company of this Colony. And if said Joseph Talcott, Esq^{r}, shall neglect, in a reasonable time after such demand, to pay what monies are due from him to this Colony, or well secure the same, the said Mr. Hilhouse is hereby impowered and directed, in the name and behalf of the Governor and Company of this Colony, to sue for and recover what is due from said Joseph Talcott, Esq^{r}, to this Colony, for the use and benefit of this Colony. And said Mr. Hilhouse is hereby directed to allow said Joseph Talcott, Esq^{r}, all such credits as shall be found due to him and shall be allowed by the auditors appointed to audit the Colony accompts.

[426] On information of the death of Ben-Uncas, Sachem of the tribe of Indians at Mohegan, considering the necessity of taking care of their welfare and preventing the difficulties and disputes which may arise among them concerning the establishment and instalment of a Sachem, and also concerning the way and manner of their improvement of the lands sequestered by the Governor and Company of this Colony for their use: This Assembly do appoint Gurdon Saltonstall, Jabez Hamlin, Pygan Adams and William Hilhouse, Esq^{rs}, to be a committee forthwith to repair to Mohegan and collect and call together so many of said tribe as willingly shall attend and meet with them on the present occasion, to consult what is best to be done relative to a Sachem for said tribe, and what is needful to prevent any difficulties and disputes which have arisen or may be likely to arise among them concerning the improvements of their said lands; and generally, to enquire after the best ways and means to pro-

mote the good agreement and welfare of said tribe, and make report to this Assembly.*

This Assembly do appoint the Hon^ble Jonathan Trumbull, Esq^r, Jabez Hamlin and William Hilhouse, Esq^rs, a committee on the affairs of the Mohegan Sachem and his Indians, with the following directions, *viz:* That they acquaint Isaiah Uncas, eldest son of Benjamin Uncas last Sachem of said tribe, who departed this life the 12th day of May last, and such others as may willingly attend on him, with the proceedings and doings of this Assembly from time to time for the benefit of Uncas, first Sachem of Mohegan, and his successors and the Indians belonging to him and them; with said Uncas's genealogy, account of himself and his relations and desire that his successors might be informed thereof; with the state of the suit which Mr. John Mason is prosecuting in the name of the Mohegan Sachem and Indians, against the Governor and Company of this Colony; with the doings of said Indians before and at the instalment of Major Ben-Uncas to be their Sachem in the year 1723; and represent to them that Isaiah abovenamed ought accordingly in convenient season to be installed their Sachem, which is likewise agreeable to the last will and testament of their late deceased Sachem. That said committee enquire, search after and procure any further papers that may be serviceable relative to the aforementioned suit, and send such as they shall think proper of them to our Agents in Great Britain, and suggest to them any thoughts on the subject they shall judge best; and generally, that the committee do whatever they shall judge needful to heal the differences, promote the welfare, and restore harmony, union and happiness to and among said Indians, and secure the rights and mutual interests of them and their Sachem, or of him who appears to

* Their report is in *Indians*, ii. doc. 287. They say that the Indians in the interest of John Uncas do not seem by any means disposed either to talk about an appointment of a sachem or to make distribution of their lands at present, but choose to have those matters postponed for some time to know the event of the cause now depending in Great Britain between this Colony and the Mohegan Indians; nor do they desire any counsel or assistance from this Colony at present.

That those Indians that are in the interest of the last deceased sachem's family, (which are few,) are desirous that Isaiah, the eldest son of said deceased should be declared sachem of the Mohegan tribe, according to the will of said deceased, and hope for the government's assistance in that matter :—but they don't seem inclinable to have their lands divided. In short, the expectations of the greater part of the tribe from the event of the suit in London and their jealousy of the friendship of the Colony seems at present to prevent the good effects of any tenders of favour or assistance that can be offered them from the government.

have the right to be established and installed Sachem, and make their report to the next General Assembly.*

Resolved, That the Treasurer of this Colony pay and deliver into the hands of the committee appointed on the affairs of the Mohegan Sachem and his Indians a sum not exceeding thirty pounds, money, to be used and improved for the benefit of said Sachem and his Indians; and that some part thereof be now delivered into the hands of the said Sachem and his attendance, as a mark of the ancient friendship subsisting between the said tribe and this government; and the remainder to be used and improved for the support and subsistance of the family of the late Sachem, in such manner as to them may seem best.

Resolved by this Assembly, That Roger Sherman, Joshua West and Samuel Adams, Esq^rs^, be and they are hereby appointed to view the place reported to this Assembly in October last, by Elihu Chauncey, William Williams and Nathaniel Webb, Esq^rs^, for a highway to be laid out from Newhaven to Windham through Durham and over Kelly's Ferry, and also the place reported to this Assembly by Erastus Wolcott and William Wells, Esq^rs^, through North Branford and North Guilford to Chapman's Ferry, and any other place that they may think proper, in order to find the [427] best place for a public highway to lead from said || New Haven to Windham. And if said committee shall find a better place for such a highway than either of the places reported as aforesaid, that they make report thereof to this Assembly in October next. But if they shall not find any better place, that then said committee proceed and lay out said highway in one of the places reported as aforesaid which they shall judge best and most convenient for the public, and mark and bound the same with some notable and durable monuments where they find it needful to vary from the highways already laid out; and a survey with a particular description thereof make and report to this Assembly.

And it is further resolved, That the damages done to any persons through whose lands said highway shall be laid shall be paid by the respective towns within whose bounds the same shall be, as the selectmen and parties interested

* The proceedings at the installation of Ben Uncas in 1723 may be seen in *Governor and Company of Connecticut, and Mohegan Indians by their Guardian. Certified copy &c.*, Lond. 1769. 4°. p. 201. See also *ante*, Vol. vi, 409, 429. The Genealogy of Uncas is printed in the Mohegan Case, above referred to, p. 38, also *N. E. Hist. and Genealogical Register*, x, 227, and in *Mass. Hist. Soc. Collections*, xlix, 101.

may agree, or as the same may be apprized by said committee, who are hereby authorized to apprize the same, if need be; and make report of their doings in the premises to the General Assembly of this Colony in October or May next.

Whereas the former military exercise established in this Colony has been according to that called Bland's Exercise, which being prolix and incumbered with many useless motions is grown much out of use, and that called the Norfolk Militia Exercise is esteemed more convenient and expeditious: Thereupon, resolved by this Assembly, that for the future the military exercise in this Colony shall be that called the Norfolk Militia Exercise, and that the colonels of the respective regiments do give orders to the commanding officers of each military company under their command, that they conform themselves thereto as soon as conveniently may be.

Resolved by this Assembly, That for the future all pleas in abatement of any petition or memorial to this Assembly shall, in order to a determination, be by each House separately considered.

This Assembly appoints Joab Griswold of Windsor a Surveyor of Land for the county of Hartford.

This Assembly do appoint Joseph-Moss White of Danbury Surveyor of Land within and for the county of Fairfield.

Ordered by this Assembly, That the Treasurer of this Colony pay out of the publick treasury to Mr. Timothy Green (printer) the sum of twelve pounds one shilling and four pence, lawful money, in full of his account for printing &c. exhibited to and allowed by this Assembly.

Whereas upon the memorial of John Braddick against Joseph Chew and others, preferred to this Assembly in October last, Messrs. Richard Alsop of Midletown, Eleazer Fitch jun^{r} of Windham, and James Mumford of New London, were appointed a committee to enquire into the matters complained of in said petition and to report &c., which committee have not yet attended said service: Resolved by this Assembly, that the aforesaid Richard Alsop, Eleazer Fitch jun^{r} and James Mumford be and they are hereby reappointed a committee to examine into all the matters complained of in said petition, with the same powers and instructions as in said former appointment, and make report of what they shall find with their opinion thereon to the General Assembly in October next.

Upon the petition of Silas Dean, Joseph Webb, Sarah Webb, Samuel Blatchly Webb, Mehitabel Webb, John Webb and Abigail Webb, minor children and heirs of Mr. Joseph Webb and Mehitabel Webb *alias* Dean, both late of said Weathersfield, deceased, and Jesse Dean, one other minor child and heir of the said Mehitabel deceased, and also Titus Hosmer of Midletown, said Hosmer and said Dean being guardians of the said minors, against Samuel Tozer of Colchester, preferred to this Assembly in October last, praying for a committee to review the doings of a former committee appointed on the petition of said Samuel Tozer against said [428] Silas || Dean and the decrees of the Assembly made and passed thereon at their sessions in October, 1767, and in May last, and to examine and find all the several debts and demands equitably and respectively due and owing to the petitioners from said Tozer, and then proceed to apprize and set off for the use of said petitioners such and so much of the said lands and securities as shall be equal to the whole of said several debts and demands; and that the petitioners might be quieted as to the title thereof, and the said Tozer be forever foreclosed of his equity of redemption &c., as per petition on file; whereupon Doct. Daniel Lothrop, Nathan Whiting and Richard Law, Esq^rs, were appointed a committee by this Assembly at their adjourned sessions in January 1769, to review the doings of said former committee and the decree of the Assembly thereon, to examine and find the debts severally and respectively due and owing from said Tozer to the petitioners, and so much of the said lands and securities as in their opinion would be equal to the whole of said several debts and demands, to be estimated according to their worth at the time when said Dean recovered the possession of those which were mortgaged, and also to find the overplus, if any, that ought to be returned to said petitionee, as per bill in form &c.

Which committee make report to this Assembly, that they having duly notified the parties, heard the evidences and pleas, and viewed the said mortgaged lands &c., find that sometime in September, 1766, said Silas Dean entered into and took possession of said mortgaged lands and securities; also find that there is equitably due from the said Tozer to the heirs of said Joseph Webb, deceased, the sum of £1346 12*s.* 8*d.* lawful money, and that there is justly due from said Tozer to the heirs of said Mehitabel Webb *alias* Dean the further sum of £656 3*s.* 4*d.* lawful money; and further find, that there is due to the said Tozer from the said Silas Dean

and in equity ought to be allowed, the sum of £223 6*s.* 1*d.* lawful money, which being subtracted from the aforesaid sums leaves a balance of £1779 9*s.* 11*d.* lawful money, due from said Tozer to the petitioners, and that for the payment thereof the Marlborough farm, so called, containing by estimation one hundred acres, and the Wells lot, so called, containing about forty-six acres, and the large farm the said Tozer used to live upon containing about three hundred acres, as more particularly described in the respective deeds thereof, be set off and remain to the petitioners in full satisfaction and discharge of said balance, and that said Tozer be foreclosed of his equity of redemption in said mortgaged lands, and that said Dean reconvey to said Tozer by an authentick deed of release the Martin farm, so called, &c., as per report on file &c., which report being accepted and approved by this Assembly: It is thereupon resolved by this Assembly, that the aforesaid lands in the Marlborough farm, so called, containing about one hundred acres, as per deed dated 28th December 1763, the Wells farm, so called, containing about forty-six acres, and the large farm on which said Tozer formerly lived containing about three hundred acres, as per deed thereof dated March, 1763, &c., as apprized by said committee and mentioned in said report, be and remain in the hands of said Silas Dean for the use of the heirs to said Joseph and Mehitabel Webb, deceased, as aforesaid, in fee forever, and that the said Tozer and his heirs and executors &c. be forever hereafter foreclosed and precluded of any equity of redemption therein; and that said Silas Dean in two months from the rising of this Assembly by a proper authentick deed of release reconvey to the said Tozer, his heirs &c., the Martin farm, so called, and as is more particularly described in the said Tozer's deed thereof to said Dean dated the 28th day of December, 1763; and that the parties be and are hereby mutually exonerated and discharged of and from all other demands by and of the one upon the other relative to the premises, and all and any action and actions that do or may concern the same. *Cost allowed said Sam*^{l} *Tozer* vs. *said Silas Dean &c. is* £31 7*s.* 2*d. lawful money. Ex. granted August* 23*d*, 1769.

Upon the memorial of Solomon Cowles, of Farmington in the county of Hartford, and the rest of the proprietors of that tract of land in Farmington aforesaid called the Indian Neck, shewing to this Assembly that the inhabitants of said Farmington in early days sequestered for the use and benefit of the Indian natives of said town that tract of land lying

[429] and being situate in said || Farmington called the Indian Neck, and that the said tribe of Indians improved the said land in severalty, and in process of time sold the said land by small quantities to the present memorialists and the persons under whom they claim for great and valuable considerations, many of which said purchases not being by the approbation of the General Assembly, and the said Indians being willing and desirous the present claimants should be quieted in their said lands have agreed to receive the sum of twenty shillings, lawful money, per acre for so much of said land as was not purchased by the liberty and approbation of the General Assembly of this Colony, which sum the said claimants have agreed to give; praying to have a committee appointed to take said money into their hands and the same dispose of for the benefit of said Indians, and in conjunction with said Indians to make and execute deed or deeds of conveyance of said land &c., as per memorial on file: Resolved by this Assembly, that Messrs. Elnathan Gridley and Fisher Gay, of said Farmington, be a committee and they are hereby appointed a committee, to take and receive of the said proprietors the said twenty shillings, lawful money, per acre for so much of said land as was not purchased by the approbation of the General Assembly of this Colony, and the same dispose of for the best interest of said Indians, descendants of the original Tunxis tribe, residing in said Farmington; and also that said committee have full power and authority in conjunction with Solomon Mossock and Elijah Weompey, two of said tribe, to make and execute deed or deeds of said lands to the present proprietors or possessors of said land, which said deed or deeds being made and executed by the said committee and said Solomon and Elijah, and authenticated in common form and recorded in the records of the said town of Farmington, shall vest the grantees in said deeds mentioned with an absolute estate in said lands in fee.

Upon the petition of Samuel Bishop and Mathew Perkins, both of Norwich in New London county, and Josiah Williams, of Canterbury in Windham county, against Zadock Brewster and Loiss his wife, both of Canterbury aforesaid, shewing to this Assembly that Sarah Brewster, late of said Preston, deceased, in her lifetime while guardian of the said Loiss, by her bond bearing date the 26th day of December, A.D. 1761, bound herself in behalf of said Loiss, then a minor, to pay for the sole use and benefit of said Loiss the sum of fifteen pounds, lawful money, to the petitioners on or before

the 25th day of December, A.D. 1762, for the use and benefit of the society of Hannover, in part of the fund for supporting the ministry in said society; that said Loiss since she arrived of full age and her intermarriage with the said Zadock, they have refused to pay said sum &c.; praying for relief &c., as per petition on file: Resolved by this Assembly, that the said Zadock Brewster and Lois his wife pay unto the said petitioners in their capacity as a committee for said society of Hannover, for the use and purpose as mentioned in said petition, the said sum of fifteen pounds with the lawful interest thereon arisen from the 25th day of December, A.D. 1762, the day of payment mentioned in said bond, amounting to the sum of twenty pounds fifteen shillings and five pence, lawful money, and that execution go forth accordingly. *Ex. granted June 7th*, 1769.

Upon the petition of Anthony Demill of Stamford, against Thaddeus Marshal, Titus Knapp and Stephen Marshal, all of Greenwich, preferred to this Assembly in October last, representing that the said Thaddeus being indebted to the petitioner and unable to pay the same, and the said Stephen and Titus having in their hands considerable effects and estate of the said Thaddeus by him pledged in their hands for certain purposes; further shewing that by the tenour of a certain award had between the parties, the said Titus and Stephen ought and were holden to pay and deliver over to the petitioner the whole of what should be found to be in the hands of said Titus and Stephen belonging to the said Thaddeus, towards payment of the debt due from him, the said Thaddeus as aforesaid; on which a committee being appointed to enquire into the matters contained in said petition, they have now made their report, that there was due to the petitioner from the said Thaddeus Marshal by the finding of certain arbitrators in March, 1764, the sum of £71 6 4, New York money, which with the interest at the time of the report amounts to the sum of £69 6 0, lawful money, and that the said Titus Knapp hath in his hands, clear of all disbursements and charges, belonging to said Thaddeus as aforesaid the sum of seven pounds, lawful money, and that the said Stephen and Titus have an interest in a certain [430] house || and homestead mentioned and described in the report belonging to the said Thaddeus to the value and amount of thirty-seven pounds fifteen shillings, lawful money, and that they, the said Stephen and Titus, had and have in said house and homestead by advancements of monies to purchase in the said Thaddeus's mortgaged interest in the

premises and in repairs and interest and right of their own to the amount and sum of ninety-eight pounds five shillings, lawful money, and report as their opinion that the said Titus Knapp ought to pay to the petitioner the sum of seven pounds, lawful money, and that the said Titus Knapp and Stephen Marshal ought to pay to the petitioner the said sum of thirty-seven pounds fifteen shillings, lawful money, or convey to the petitioner the whole of the said house and homestead on the petitioner's paying down to them, the said Titus and Stephen, the sum of ninety-eight pounds five shillings like money &c., as by the report on file, which report hath been accepted: And thereupon it is decreed and ordered by this Assembly, that the petitioner have and recover of the said Titus Knapp the said sum of seven pounds, lawful money, and that execution go forth accordingly. And it is further ordered, that the said Stephen Marshal and Titus Knapp do either pay to the petitioner the said sum of thirty-seven pounds fifteen shillings, or upon the petitioner's paying to them the said sum of ninety-eight pounds five shillings within six months from the rising of this Assembly that they do give and execute to the petitioner a good deed of conveyance of all their right and title in and unto the said house and homestead together with the full and actual seizin and possession of the same, and which being done the petitioner to allow so much, that is to say, seven pounds and thirty-seven pounds fifteen shillings, lawful money, in favour of the said Thaddeus Marshal on account of his said debt to the petitioner, the residue of the petitioner's demand against the said Thaddeus to lye against and be recovered of him, the said Thaddeus Marshal, being twenty-four pounds eleven shillings, lawful money, and that execution issue accordingly. *Ex. granted against Titus Knapp for* £7 0*s.* 0*d. June* 8*th*, 1769. *Ex. granted June* 8*th*, 1769, *against Thaddeus Marshal for* £24 11*s.* 0*d.*

Upon the petition of John Grigg of Greenwich, against Mary Austin of the same Greenwich, representing that the petitioner had taken of the said Mary two certain deeds of mortgage, the one dated September 17th, 1757, the other dated December 7th, 1757, of certain parcels of land therein mentioned and described, and also on the credit of said mortgaged premises the petitioner and company had lent to the said Mary further sums of money and secured the same by a bond for about eighty pounds, New York money, the property of which had vested in the petitioner, and also in November, 1762, had taken her note for the further sum of

one hundred pounds, New York money, and had recovered judgment on the same bond and note; further shewing that he had received a large sum in sundry articles of her, the said Mary, towards payment of said monies due by said mortgages &c., and for which said Mary had commenced a suit at law against the petitioner &c.; praying for a committee to adjust the said articles and the sums due to the petitioner upon the whole of the dealings between the parties, and upon their report to have so much of said mortgaged premises set off to the petitioner as shall be sufficient to pay the same, and the petitionee be foreclosed of her equity of redeeming the same, the residue of said lands, if any, to be returned to her &c., as per petition on file: Resolved by this Assembly, that Samuel Adams, Joseph Platt Cook and Philip Burr Bradley, Esq[rs], be and they are hereby appointed a committee with full power to enquire into the accounts and matters in said petition mentioned and adjust the same, (calling before them and enquiring by the oaths of the parties and otherwise, as they shall find needful,) and their report thereof to make to this Assembly in October next. And all further proceedings on the said suit commenced by the said Mary against the petitioner are hereby ordered to be stayed in the meantime.

Upon the petition of the inhabitants of the town of Weathersfield against the towns of Hartford and Glastonbury, preferred to this Assembly in October, 1767, and from thence brought here by several continuances, representing that the ancient bounds between said town of Weathersfield and Hartford were from a certain tree marked N. F. on the [431] west side of Connecticut River, || as the same then run, westward to Farmington bounds, and on the east at Pewter Pott Brook's mouth, so called, eastward into the wilderness, between which two monuments (being about a mile and half asunder) no line was ever run, but the ancient river in its then course was meant and understood to be the dividing bounds; further shewing, that since that the course of the said river had greatly altered at the place aforesaid, which had given occasion to the said several towns to make some other and further dividing lines and monuments between them, which however, at this time, by reason of further alterations in the course of said river were not sufficient; praying to have a full line between said several towns run, compleated and ascertained, as by the petition on file: Resolved by this Assembly, that Hezekiah Huntington, David Burr and Samuel Adams, Esq[rs], be and they are

hereby appointed a committee with power to repair to the parts and places mentioned and referred to in said petition, and which they are directed to view and well consider, and thereupon to run and describe a line or lines from the N. F. tree to the ancient Pewter Pott Brook's mouth, as near as they can find and discover the place where the same originally was, and to run the same in such particular place, course and manner, as they shall think right and most convenient, and in like manner a line divident between said towns of Weathersfield and Glastonbury, or otherwise to find out where a line is wanting between the said towns of Hartford and Weathersfield, and Hartford and Glastonbury, and Weathersfield and Glastonbury, and determine on and fix the place and places where the same may with most convenience and justice be run; and their report make of the same, with their opinion thereon, to this Assembly in October next.

Upon the petition of John Stevens of Stratford, against Judson Burton and Ebenezer Keeney of Derby, preferred to this Assembly in October last, representing that said Judson had by sleight, misrepresentation and collusion, obtained of the petitioner a confession before Mr. Justice French of Derby aforesaid, in favour of the said Judson Burton and Ebenezer Keeney as being merchants in company, on the 9th day of November, 1767, for the sum of twenty pounds, lawful money, and also a note of hand for twenty-four shillings and seven pence, like money, all as for a supposed balance due to said Keeney and Burton from the petitioner, when in fact the goods &c. received and taken by the petitioner for which said demand was made were received with a full and mutual understanding that the same should go in payment of a debt due to the petitioner from the said Keeney, he, the said Keeney, being in failing circumstances, which debt due from said Keeney to the petitioner exceeded the amount of the said demand against the petitioner; on which petition a committee having been appointed to enquire &c., the said committee have now reported the several matters as set forth in said petition in favour of the petitioner, with their opinion that the said judgment and note ought to be vacated, and that the sum of £3 17*s.* 11¾*d.* balance due to the petitioner from said Keeney be paid to him &c., as by the report on file, which report hath been accepted: Whereupon it is decreed and ordered by this Assembly, that the said judgment obtained before said Justice French be and the same is hereby vacated and made null and void, and in like manner the said note for twenty-four shillings and seven pence.

Cost allowed petitioner is £15 16*s.* 6*d. lawful money. Execution granted Sept. 5th*, 1769.

Whereas upon the petition of Benjamin Mercy and Asahel Mercy of Woodstock, Samuel Warner of Springfield and Hannah his wife, Jabez Hendrick and Lois his wife, Thomas Tiffany and Elizabeth his wife, William Ensworth and Mary his wife, Ebenezer Dodge and Eunice his wife, and Dorothy Mercy, preferred to the General Assembly in May last, against Jabez Fitch, Esq^{r}, and others, petitioners, which came to the General Assembly held at Newhaven by adjournment in January last, when and where Richard Hide of Norwich, Samuel Gray and Nathaniel Wales jun^{r}, Esq^{rs}, were appointed a committee to enquire into all matters complained of in said petition and make report of what they should find with their opinion thereon; and whereas said committee have made report to this Assembly, according to the mutual agreement of the parties in said petition, as follows, *viz:* that the said Benjamin Mercy, deceased, executed a deed to the said James Enno, John and Jabez Fitch, as mentioned in said petition, and that said James Enno, John and Jabez Fitch have sold and conveyed by several deeds to divers persons to the amount of about six hundred and sixty acres of land, under the title of the said Mercy by his said deed conveyed [432] to them, and received the avails ‖ thereof, and that there now remains considerable lands claimed by the petitioners of the Corban claim as children and heirs to their said father, which the petitioners are willing to release and give all their claim and title thereto which they have and hold by virtue of said deed executed by said Benjamin Marcy, deceased, to said James Enno, John and Jabez Fitch; whereupon said committee further report as their opinion, that in equity the aforementioned deed executed by said Benjamin Mercy, deceased, bearing date the 7th day of March, 1753, to said James Enno, John and Jabez Fitch, ought to be made null and void as to all the title, claim and demand that the petitioners now have, hold or claim, by them not sold and disposed of in and unto the lands therein contained, or any title derived to them or either of them by, from or under said deed, and not disposed of as aforesaid; and that the petitioners ought to pay unto the petitioners the sum of thirty-nine pounds, lawful money, &c., as by said report at large appears, which report is approved and accepted by this Assembly: Whereupon it is resolved by this Assembly and this Assembly do decree and order, that as to all the lands contained in said deed executed by said Benjamin Mercy,

deceased, to said James Enno, John and Jabez Fitch, bearing date the seventh day of March, A.D. 1753, and which they, said grantees, had not sold and disposed of before the preferring this petition to this Assembly in May last, that the title to said land not disposed of shall be and remain well vested in the children and heirs of said Benjamin Mercy, deceased, in the same manner as it would have been had said deed never been made and executed; and that said deed as to said land not sold and disposed of as aforesaid shall not be admitted in any court as evidence of any title thereby derived to the said grantees therein named or the petitionees under them, but shall be deemed null, void and of none effect: provided, nevertheless, that all those persons that have purchased any part of said land of the said John and Jabez Fitch and James Enno, or either of them, before the preferring this petition, that all such purchasers, their heirs and assigns shall and may have and hold said land so purchased and the title remain good to them against the said Benjamin Mercy, deceased, and his heirs. And it is further resolved by this Assembly, that the petitioners have and recover of the petitionees the sum of thirty-nine pounds, lawful money, and that execution go forth accordingly. *Ex. granted May 24th*, 1769.

Upon the memorial of Charles Caldwell, against Joseph Olcott, shewing to this Assembly that in January, 1762, he, the petitioner, made a note of £100 0*s.* 0*d.* lawful money, and delivered the same to an indifferent person to hold on the following condition, *viz:* that if the petitioner reconveyed to the petitionee nineteen rods of land, a part of the land which he, the petitioner, had of the petitionee, on the petitionee's paying the petitioner what the same should be apprized at by Joseph Talcott, Esq^{r}, and Mr. Isaac Shelden, then said note to be void &c., and that by some means the petitionee got said note and hath recovered judgment thereon against the petitioner for £45 0*s.* 0*d.* damages, and £4 1*s.* 0*d.* cost &c., and that in equity he ought to pay nothing on said note &c.; praying for a committee &c., and that said judgment and execution and all proceedings thereon may be stayed until said petition might be determined &c.: Resolved by this Assembly, that Colo. John Chester, Erastus Wolcott and Josiah Bissel, Esq^{rs}, be a committee and they are hereby appointed a committee, with full power to hear and examine into all the matters of complaint in said petition relative to said hundred pound note, the condition upon which it was given, and the aforesaid judgment on said note, and all pro-

ceedings thereon, and make report of what they shall find with their opinion thereon. And said judgment and execution and all proceedings thereon in the law are hereby stayed and suspended until the rising of the Assembly in October next.

Upon the petition of Abraham Pettibone, of Farmington in the county of Hartford, shewing to this Assembly that he and one Israel Wells and Abiah Wells, of Symsbury in said county, minors, and the only children and heirs of one Ezekiel Wells of said Symsbury, deceased, on or about the month of July, 1764, were and ever since have been proprie-
[433] tors and owners, that is to say, ‖ the petitioner of one undivided half and the said Israel and Abiah as tenants in common of the other undivided half of a certain grist-mill and saw-mill and the mill places on which the same stand and dam and appurtenances situate in said Symsbury, which they had alternately used &c., to their profit &c.; that on or about the month of November, 1766, and at divers times since, the said mills, dam and other parts and appurtenances thereof becoming ruinous and in need of large repairs, the petitioner fully acquainted the said Israel and Abiah thereof, and their grand-father and guardian, Israel Forster of said Symsbury, and requested them to join with him in making the necessary repairs in and upon said mills &c., and they neglecting and refusing to assist him therein &c., the petitioner in order to preserve his own as well as their interest hath expended of his own monies and estate to the amount of one hundred thirty-eight pounds, lawful money, an account of which he hath shewn to the said Israel and Abiah and their said guardian, and hath requested the payment of one-half thereof, which they have refused to do &c.: praying for a committee &c., as per petition &c.: Resolved by this Assembly, that Messrs. Jonathan Seymour, Benjamin Payne, of Hartford, and William Manly of Windsor, be and they are hereby appointed a committee with full power to repair to said Symsbury, view the aforesaid mills, dams and appurtenances, and adjust the account of the expences and disbursements of the parties laid out and advanced in and about the necessary repairs of the same, and set out and apportion to the petitioner the whole or such part thereof for him to hold and use and for such term of time (in exclusion of any other) as shall be sufficient to satisfie and fully pay him the one moiety or half part of such sum or sums as upon examination they shall find justly due and coming to him and by him laid out in and about the repairing of said mills, dams

and the appurtenances thereof as aforesaid; and make report of their doings with what they shall find and their opinion thereon to this or the next General Assembly.

Upon the petition of the inhabitants of the town of Windham, representing to this Assembly that a controversy has arisen and for many years subsisted between said inhabitants and the inhabitants of the town of Norwich, relative to the dividing line between said towns, beginning at a black-oak tree standing on the south side Shotucket River and from thence in a straight course south southeasterly nine miles to a white-oak tree standing by a brook, marked N, *viz:* that the dividing line between said towns begins at said black-oak and extends south southeasterly in a strait course to said white-oak, as far easterly as where Canterbury line intersects said line between Windham and Norwich; further representing, that in March, 1768, the inhabitants of the town of Windham procured and caused intermediate bounds to be erected on the said dividing line as the law directs in a straight course from said black-oak to said white-oak, which black-oak and white-oak are and always have been acknowledged by the inhabitants of said Norwich to be the true bounds of said Norwich Town; also representing that the inhabitants of said Norwich wholly refuse to join with the inhabitants of Windham in perambulating to said bounds erected as aforesaid, and that the inhabitants of said Norwich claim a crooked line beginning at said black-oak and so extending easterly about three miles and then coming into said straight line from said black-oak tree to said white-oak; praying for a committee &c., as per petition on file: Resolved by this Assembly, that Joseph Spencer, Elihu Chauncey and William Wells, Esq^{rs}, be a committee to repair to said place or line in dispute and view the same, with full power to hear said parties and to call before said committee all such persons as said committee shall judge proper, and them to examine under oath or otherwise as said committee shall judge reasonable touching the matters in said petition alledged relative to the true dividing line between said towns, where the same is in dispute as aforesaid, and report make of what they shall find in the premises, with their opinion thereon, to the General Assembly to be held at Newhaven in October next.

Upon the petition of John Richards and others, children and heirs of John Richards, Esq^{r}, late of New London, deceased, representing to this Assembly that the said John Richards, Esq^{r}, when in life was guardian to the orphan children of Capt. John Prentice, deceased, and the accounts

of his guardianship and his conduct and management of the [434] monies and estate belonging to the || heirs of said Captain Prentice remains unsettled; praying for a committee &c., as per petition on file: Resolved by this Assembly, that Messrs. Daniel Lothrop of Norwich, Nathaniel Wales junr, Esqr, of Windham, and Dudley Woodbridge of Groton, be and they are hereby appointed a committee to enquire into all the matters complained of, with full power to examine into the conduct, management and transactions of said guardian respecting all the monies and estate of whatever nature or kind belonging to the said children of said Captain Prentiss, in law or equity, which by any way or means ought to be accounted for; and of what they shall find, with their opinion thereon, to make return to the General Assembly in October next.

The further consideration of the petition of John Herpin of Milford, against Oliver Delancey and company and others of New York, preferred to this Assembly in October 1766, with the report thereon is further continued to the sessions of this Assembly in October next.

Upon the petition of Ebenezer Brockway, of Saybrook in New London county, and Diana his wife, representing to this Assembly that said Diana, while she was sole by the name of Diana Williams of said Saybrook, brought her action of the case against Ebenezer Denison of said Saybrook to the county court holden at New London on the 2d Tuesday of June, A.D. 1762, by her writ dated 19th of May, A.D. 1762, and at November county court, 1762, in said county recovered final judgment in said action against said Denison for £50 0*s.* 0*d.* lawful money, damages, and £7 17*s.* 2*d.* lawful cost, and that between the commencement of said action and rendering said judgment said Denison sold all his land in said Saybrook, and on the 11th of December, 1762, said court granted execution on said judgment in common form, directed to the sheriff of said county, his deputy, or constable of said Saybrook, which execution said Diana put into the hands of Abraham Pratt of said Saybrook, constable of said Saybrook, to levy according to law, but before the rendering said judgment said Denison had conveyed away all his personal estate and had himself absconded out of this Colony, so that none of his personal estate could be found, and said Diana being ignorant of the sale of said Denison's land directed said constable to levy said execution on land reputed to belong to said Denison, and said officer according to said direction levied said execution on about seventeen acres of land in said Saybrook, being part of the land so sold by said Denison, and

on the 23d of December, A.D. 1762, had the same apprized according to law at £60 4*s.* 5*d.* lawful money, which was the full demand of said execution and cost of levying, and made an endorsement of his doings on said execution, which said execution was returned and recorded in the office of said county court on the 18th of April, A.D. 1763, in due form; and that at the time of levying and recording said execution said Denison had no right to said land nor to any in said Saybrook, so that said Diana acquired no title to said land by the levying and recording said execution, nor hath said judgment ever been satisfied and discharged; and that after said execution was levied and recorded said Denison returned to said Saybrook and caused to be set out to his mother (the widow of Mr. Daniel Denison late of said Saybrook, deceased,) her dower on the land so levied on, and covered the whole thereof, being land given to said Ebenezer Denison by the last will of said Daniel who was said Ebenezer's father, which said widow still holds said land as her right of dower in said Daniel's estate; and that said Ebenezer sold his land, conveyed away his chattels, absconded out of the government, and caused said dower to be set out, with design to prevent said Diana from taking benefit of said judgment, and by which the petitioners have been hitherto defeated of taking any benefit of said judgment; praying for relief &c., as per petition on file: Resolved by this Assembly, that the levying and recording said execution be null and void, and is hereby vacated and made void, and said judgment reduced to the same state and have the same operation in law as though said execution had never been granted, and that said county court be and they are hereby directed to grant execution on said judgment in favour of said Ebenezer Brockway and Diana his wife, and that an attested copy hereof filed and recorded in the office of said county court shall be a sufficient warrant to the clerk of said court to issue said execution.

[435] Upon the petition of Samuel Peters, Neziah Bliss and Martha his wife, all of Hebron in the county of Hartford, executors (the said Neziah in right of his said wife) of the last will and testament of Samuel Shipman jun^{r}, late of said Hebron, deceased, which said Samuel was in his lifetime executor of the last will and testament of Samuel Shipman the elder, late of said Hebron, deceased, against Martha Shipman, relict of said Samuel the elder, Jesse Townsend and Martha his wife, Thomas Wells and Prudence his wife, Ebenezer Horton jun^{r} and Temperance his wife, Bimsly Peters and Annis his wife, Ezekiel Horton and Lydia his

wife, all of said Hebron, Zadock Martindale and Sybel his wife, both of Westfield in the county of Hampshire, representing that said Martha had recovered judgment at the superior court against the petitioners for the sum of £50 0*s*. 0*d*. lawful money and costs, for a legacy bequeathed to her in the last will of said Samuel the elder, wherefor a *scire facias* is now commenced and depending in the superior court in order to affirm said judgment against the petitioners personally; that a suit is likewise depending in the county court in said Hartford for an annuity also in said will bequeathed to her; that the petitioners had paid and delivered to said Martha more than her dues in equity on said will, and that the petitioners had paid for debts and legacies due from the estate of said Samuel the elder and in charges of administring more than the moveable estate; that said Shipman the elder died possessed of a mortgaged estate in Lebanon. A committee was appointed in October last, who have reported that the petitioners have paid in debts, legacies and expences of administring on the estate of said Shipman the elder more than the moveable estate the sum of £315 19*s*. 2¾*d*. lawful money, which is justly due to the petitioners from said estate, and that the petitioners ought to be wholly exonerated and discharged from said judgment of said superior court, and also from said suit for the annuity aforesaid, and that said Martha ought to be satisfied with the incomes of the real estate of said Shipman the elder, not exceeding ten pounds *per annum;* which report is accepted by this Assembly: Whereupon it is resolved by this Assembly, that the petitioners be and they are hereby wholly exonerated and discharged of and from said judgment of said superior court rendered in favour of said Martha against the petitioners as aforesaid, and also of and from the said suit depending in said county court for the annuity aforesaid, and that the land at Lebanon mortgaged by Washborn to the said Samuel the elder be sold and the avails thereof be applied in part payment to the petitioners of said sum of £315 19*s*. 2¾*d*, found due to the petitioners from his, said Samuel the elder's, estate as the petitioners are executors of the executor on the same, and that the remainder of said sum be paid out of the estate of said Samuel the younger, and that the petitioners be and they hereby are impowered to make sale of the said land at Lebanon and of so much of the real estate of said Samuel the younger as shall be found needful therefor, taking direction of the court of probate for the district of East Haddam therein. And the petitioners shall annually pay and deliver

unto the said Martha, relict of said Samuel the elder, annually the incomes and profits of the real estate of the said Samuel the elder.

Upon the petition of Jonathan Ashley, shewing to this Assembly that some time in August, A.D. 1764, he was imprisoned in Hartford county gaol for debt to the amount of about twenty pounds, lawful money, and had no means for satisfying said debt but by selling some of his lands &c., and accordingly made over and conveyed by deed dated the 4th of August, A.D. 1764, unto Jonathan Seymour jun^{r} fifty acres of good land worth two hundred pounds, to be reconveyed on the petitioner's paying said debts or such part as was overplus when said debt was paid &c., and that said Seymour sold thirty acres of the aforesaid land to William Hooker for thirty-four pounds eleven shillings and ten pence half-penny &c., much more than the whole of said debt and not half the value of said land; praying for a committee to examine and report what is right &c., in the premises, and that the petitioner on paying what shall be found just &c. he may have a reconveyance of said land &c.: Resolved by this Assembly, that John Chester, John Pitkin and Thomas Hosmer, Esq^{rs}, be and they are hereby appointed a committee to enquire into the matters complained of in said petition, and make report of the facts and their opinion thereon to this or the next General Assembly.

Upon the petition of Thomas Stratton jun^{r}, of Stratford, shewing to this Assembly that on the 24th day of November, 1753, he, the said Stratton, and William Edwards of said Stratford being indebted to George Murison late of Brookhaven, Esq^{r}, now of Shelter Island, in the sum of two hundred pounds, New York money, procured Charles Curtiss of [436] said Stratford || to be their surety, and that they together executed two bonds of that date to said Murison, conditioned for the payment of one hundred pounds like money each, and that said Murison directed the petitioner to make his payments to said Curtiss on said bonds, and that it so happened that there was no evidence by, but that said Stratton afterwards paid off and settled said bonds with said Curtiss, and that, notwithstanding those payments, said bonds being in the hands of said Murison unendorsed, he hath since brought his action on one of said bonds and recovered the whole sum of said bond and interest without allowing any of said payments; the petitioner at law being unable to make proof thereof, praying for relief, as per petition on file appears: Resolved by this Assembly, that Ebenezer Silli-

man, David Burr and Jonathan Sturges, Esq[rs], be and they are hereby appointed a committee to enquire into the matters in said petition alledged, and to call before them the said Murison, Curtiss and Edwards, and them on oath to examine touching the matters in said petition alledged, and their report of what they shall find to make to the General Assembly to be holden at New Haven in October next, together with their opinion thereon.

Upon the memorial of Joseph Coit and Pygan Adams, Esq[rs], of Newlondon, preferred to this Assembly in October last, representing that, in May, 1759, they, together with John Richards, Esq[r], late of Newlondon, deceased, were appointed managers of a lottery granted to Mathew Stewart of Newlondon; that in vending the tickets they were obliged to employ sundry persons in said Newlondon and other towns, who sold some of said tickets on credit and took securities therefor in the name of said Stewart, and that some judgments have been rendered for securities so taken in the name of said Stewart, and executions thereon issued in his name &c., and that several sums due on securities thus taken remain unpaid; that said Stewart hath since conformed to the act of insolvency and is bankrupt, and all his estate is assigned to Paul Wheeler, Esq[r], Joseph Page and John Richards, in trust for the benefit of his creditors, and that the petitioners are disabled from collecting the sums due on said securities and must suffer in their estates &c.; upon which petition this Assembly at their sessions in January last appointed William Williams, Esq[r], of Lebanon, Dudley Woodbridge and Thomas Mumford of Groton, to enquire &c., and make report to this Assembly, which committee have not yet reported: Resolved by this Assembly, that William Williams, Esq[r], of Lebanon, Dudley Woodbridge and Thomas Mumford of Groton, be a committee with full power to enquire into all the matters complained of, and to examine into the whole conduct and management of said lottery, and how far and what securities the petitioners have at any time been possessed of to indemnifie them, and in general to examine into everything relative to said managers conduct and faithfulness in the management of said lottery, the cost, expence &c. they have suffered, and of what they shall find with their opinion thereon to make report to the next General Assembly.

Upon the petition of Joel Loomiss, of East Windsor in the county of Hartford, shewing to this Assembly that Roswell Mills of said East Windsor preferred his certain complaint

against the petitioner before William Wolcott and Samuel Talcott, Esq[rs], justices of the peace and quorum for said county, on the 5th day of July, 1768, complaining and therein setting forth that the petitioner had forcibly entered upon certain lands in said East Windsor, said to be in the possession of the said Roswell, and had amoved and detained the same from the said Roswell &c.; that a warrant had been issued by said justices thereon, the body of the petitioner arrested and had before them to answer thereto &c.; that a jury had been impanneled to try the matters alledged in said complaint, and a verdict had passed against him thereon &c.; that in the course of said tryal the petitioner was not allowed to shew or exhibit the foundation of the said Mills's pretended possession, that he had released the same &c., or the right of the petitioner's entry into and upon said lands &c.; praying that the doings of said justices and jury and all the proceèdings may be vacate &c., as per petition &c.: Resolved by this Assembly, that all the doings and proceedings had and done by the said justices upon said complaint, and the verdict of the jury thereon, and everything relative thereto, be utterly vacate and set aside, and the same are hereby made null, void and of none effect.

Whereas a petition now brought to this Assembly by Jonathan Bigelow of Hartford, against Thomas Walker of Midletown. setting forth that the petitioner and petitionee have [437] executions || against each other now in the hands of Ezekiel Williams, Esq[r], sheriff of the county of Hartford, upon which the petitioner prays for an off-set of the same; there being no time for the full hearing of the same at this time, and the said Walker being gone out of this Colony beyond sea &c.: It is resolved and ordered by this Assembly, that said executions be both suspended and no levy or execution thereof made by the said Ezekiel Williams, Esq[r], or any other, until the rising of this Assembly in October next.

Upon the petition of James Dean of Plainfield, against Joseph Park of Voluntown, representing that the petitioner had borrowed a sum of money of the said Park, for securing which he had made over to him a large tract of land which the said Park had lately recovered the possession of, and which he had refused to release back to the petitioner upon a tender of the mortgage money; praying to have the said Park ordered to return said lands &c., as by the petition on file: Resolved by this Assembly, that Joshua West, John Curtiss and Samuel Gray, Esq[rs], be and they are hereby appointed a committee with full power to enquire by the

oaths of the parties or otherwise, and find out what is the true and equitable sum remaining due to the said Park from the petitioner, and their report of the same to make to this Assembly at their present or next sessions.

Upon the petition of Nathaniel Harrison, against Joshua Chandler, Esq^{r}, and others, in January, 1769, Messrs. John Hubbard, Nathan Whiting and Samuel Bishop jun^{r}, all of Newhaven, were appointed a committee &c.: Resolved by this Assembly, that the petition aforesaid shall be and the same is hereby continued to the sessions of the Assembly in October next, and the said committee is hereby reappointed with the same powers as before.

Upon the petition of Solomon Wadhams, against Ralph Isaacs, at the General Assembly holden at Newhaven in October last Erastus Wolcott, Esq^{r}, and Messrs. Benjamin Payne and Richard Alsop were appointed a committee to enquire into the matter of said petition and report make to this Assembly; which not being yet done: Resolved by this Assembly, that the further consideration of said petition be referred to the General Assembly to be holden at Newhaven on the 2d Thursday of October next, and said committee are hereby reappointed and directed to make their report of said matters to the General Assembly to be holden at Newhaven in October next.

Upon the petition of William Pitkin jun^{r}, Esq^{r}, against Seth Wetmore, Esq^{r}, administrator on the estate of Stephen Blake late of Midletown, deceased, John Chester, Alexander Wolcott and Elisha Williams, Esq^{rs}, were appointed a committee in May, 1768, to enquire and make report, which by sundry continuances comes to this Assembly, and said committee not yet being able to make report: Resolved by this Assembly, that said petition be continued and said Chester, Wolcott and Williams be a committee with all the powers mentioned in the bill in form, and to make report to the General Assembly in October next.

Upon the memorial of William Williams and the rest of the inhabitants of the town of Union in Windham county, preferred to this Assembly at their sessions at Hartford on the 2d Thursday of May, A.D., 1767, shewing that right and justice is not done by the establishment of the line divident between the town of Ashford and the said town of Union; praying for a committee to enquire after and report the facts with their opinion thereon, as per memorial on file; on which memorial Messrs. Boaz Stearns, Robert Dixon and Seth Payne jun^{r} were appointed a committee by this Assembly in May,

1768, to enquire and report as prayed for, and accordingly said committee have made report to this Assembly, that a line beginning at a large rock at the northeast corner of said Ashford, called Allyn's Rock, from thence to extend westerly to a chestnut tree fallen down on the top of Lead Mine Hill, which is four miles and an hundred rods westward from said Allyn's Rock, and about sixteen rods north of a straight line from said Allyn's Rock to Kimberly's Corner, and from said chestnut tree on Lead Mine Hill a straight line westwardly to Kimberly's Corner, being a heap of stones at the northwest corner of said Ashford, was the line run by Colo. Allyn in A.D. 1714, and that said line run as aforesaid from said Allyn's Rock to said chestnut tree on Lead Mine Hill, and from thence a straight line to Kimberly's Corner &c. ought to be the divident line between said towns, as per report on file, which report is accepted and approved by this Assembly: Whereupon it is resolved by this Assembly, that a straight line from said Allyn's Rock to said chestnut tree on Lead Mine Hill and from thence a straight line to said Kimberly's Corner, be and the same is hereby established to be and remain the divident line between said town of Ashford and said town of Union.

[438] Upon the memorial of Oliver Wolcott, of Litchfield in Litchfield county, Esq^r, administrator on the estate of Friend Grant late of Litchfield, deceased, shewing to this Assembly that he labours under great difficulties in settling said estate, by reason that the lands thereof were apprized high and have since sunk in value, and especially on account of the Assembly's having vacated two certain deeds affecting the estate of Asa Hopkins late of Litchfield, deceased, for whom said Grant was bound for the payment of a large debt to Nathaniel Hazzard, the burthen of discharging which is by means of said vacation flung wholly upon said Grant's estate, which grievous misfortune will probably reduce the same to insolvency, whereby the said administrator will [be] obliged to lose large sums of money out of his own estate, inasmuch as he had paid off many of said Grant's debts in full before he had the least suspition said deeds were in any danger of being vacated; praying for the interposition of this Assembly in the premises: Resolved by this Assembly, that Messrs. Increase Mosely of Woodberry, Samuel Nash of Goshen, and Charles Burrel of Canaan, Esq^rs, be a committee with full power to examine into all the matters alledged in said petition, and their report to make of what they find therein to this Assembly at their sessions in October next.

Upon the memorial of Oliver Tousey and others, inhabitants of the town of Newtown, against the town of Stratford, preferred to the Assembly in May last and thence carried by continuance and adjournment to the 5th day of January last past, representing that a public road or highway was much wanted to lead from said Newtown to the Narrows, so called, at Darby Ferry, and which they had not been able to obtain upon application for that purpose to the county court in the ordinary course of the law, praying to have such highway laid open, a committee was appointed to enquire and report of the necessity of such way and of the most convenient place to lay the same; which committee have now reported in favour of such highway to be laid in the particular place and manner as set forth in their report, which report hath now been approved and accepted: And it is thereupon ordered, that a highway be laid and opened for public use, of convenient width, in the place and places in the said report mentioned and described. And John Read, Esq^{r}, of Redding in Fairfield county, John Fowler, Esq^{r}, of Milford in New-haven county, and Benjamin Hinman, Esq^{r}, of Woodberry in Litchfield county, are hereby appointed a committee with full power to lay out and ascertain such highway; which committee are hereby directed to appraise and estimate the lands through and upon which they shall lay such highway, being private property, and assess the same to the several and respective owners of the lands, to be paid to them by the said towns of Stratford and Newtown respectively. And in case they shall find it convenient to make recompence to any such proprietor or proprietors in the lands of former highways that shall be rendered useless by the laying out such new highway, to report the same; and of their doings to make their return to this Assembly in October next.

Upon the memorial of Robert Livingstone jun^{r}, of Manour Livingstone, Esq^{r}, preferred to this Assembly at their sessions in October last, therein representing that on or about the 8th day of March, *anno Dom.* 1768, he made application to the Treasurer of this Colony to exchange thirteen hundred and twelve pounds sixteen and six pence, bills of credit of this Colony then in his hands and then payable according to the tenour of said bills, and requested said Treasurer to receive said bills and pay him in exchange therefor in silver and gold, but was informed by said Treasurer that there was not silver and gold in the treasury sufficient to pay the same, and upon repeated application since for that purpose made hath not been able to obtain the payment thereof &c.; and

praying that said monies may be exchanged and paid to the memorialist with the interest due and arisen thereon since said 8th day of March, *anno Dom.* 1768, as per memorial on file &c.: Resolved by this Assembly, that the memorialist on his delivering and lodging said bills with the Treasurer of this Colony and taking his receipt for the same shall be entituled to the exchange thereof according to the face and tenour thereof together with the interest at five *per centum per annum* arising on the principal sum thereof, and of such and so many of said bills as shall be so delivered as aforesaid from said 8th day of March aforesaid until five days after said memorialist shall be advised that the Treasurer of the Colony is supplied with money to exchange the same.

[439] On the memorial of Rebecca Jennings of Fairfield, widow and relict of Ebenezer Jennings late of said Fairfield, deceased, shewing to this Assembly that her late husband, the said Ebenezer, in and by his last will and testament among other things did will and order that in case his moveable estate and the use of his real estate should not be sufficient comfortably to support her, the memorialist, that in such case the memorialist with the advice and consent of the Rev^{d} Mr. Noah Hobart should have power and authority to sell any of his real estate so far as the said Mr. Hobart should judge needful and necessary for the comfortable support of the memorialist: the conveyances to be made by the memorialist and the said Mr. Hobart, whom he, the said testator, did by his will impower to sell and convey his real estate for the purposes aforesaid; and further shewing, that since the death of said testator the said Mr. Hobart hath refused to accept the trust reposed in him by said testator; praying that some meet person may be appointed by this Assembly to advise and direct the memorialist from time to time to sell the land of said testator as shall be needful for the purpose of comfortably supporting the memorialist: Resolved by this Assembly, that Theophilus Nickols, Esq^{r}, be and he is hereby appointed in the room and stead of the Rev^{d} Mr. Noah Hobart, to advise and direct the memorialist in the sale of such and so much of the real estate of the said Ebenezer Jennings from time to time as shall be needful for the comfortable support of the memorialist; and the deed or deeds executed by the memorialist and the said Theophilus Nickols, Esq^{r}, shall be as good and effectual in the law for transferring such lands as if executed by the memorialist and the said Mr. Hobart; (they, the said memorialist and Theophilus Nickols, Esq^{r}, taking the advice and direction of the court of probate in the district of Fairfield in the premises.)

Upon the memorial of Stephen Jerome, of Lyme in New-london county, shewing to this Assembly that about the year 1744, on encouragement from sundry persons in this Colony, he came over from Great Britain in order to set up Salt Works for making salt out of the sea water, and that the memorialist set up salt works in said Lyme, and for about seven years followed said business with a reasonable prospect of success; that the General Assembly held at New Haven in October, A.D. 1747, for the further encouragement of the memorialist, enacted that he should draw out of the public treasury of this Colony one thousand pounds old tenour bills of the Colonies of Rhode Island and New Hampshire, he finding sureties &c.; that he did draw out of the treasury said sum pursuant to said act, and has since paid the same into the treasury except about £250 0*s.* 0*d.* old tenour; that said business after the conclusion of the peace entirely failed, and that the memorialist was then reduced to great straits and is now very poor and labours under the weight of many years and great infirmity of body, and unable to make any further payments &c.; praying for relief &c., as per memorial on file &c.: Resolved by this Assembly, that the memorialist and his bondsmen be released and they are hereby released and discharged from any further payments on any of said bonds and debts that are yet outstanding for any of said monies hired as aforesaid; they paying the costs of any bonds that are now in suit.

Upon the memorial of Christopher Leffingwell, of Norwich in New London county, preferred to this Assembly at their sessions on the 2d Thursday of May, 1768, and by continuance comes to this Assembly, shewing that he hath at great expence erected a Paper Mill in said Norwich and procured workmen for the making and manufacturing various kinds of paper &c.; praying that a bounty may be granted him on all paper made and manufactured in his said paper works &c. And further it appearing to this Assembly that sufficient materials for making paper are and may be had in this Colony: Resolved by this Assembly, that the said Christopher Leffingwell be allowed and paid out of the treasury of this Colony two pence the quire on all good writing paper, and one penny the quire on all printing and coarser paper that shall be made and manufactured in said paper mill, during the pleasure of this Assembly. And it is further resolved, that the said Christopher Leffingwell shall render an account annually to the Treasurer of this Colony of the quantity and kinds of paper made and manufactured in said paper mill in

each year, duly attested upon oath; and on his producing such account duly attested as aforesaid to the Treasurer of this Colony, the said Treasurer is hereby directed and ordered to pay the said bounty as above stated annually at the expiration of each year from and after the said second Thursday of May, A.D. 1769, to be continued during the pleasure of this Assembly.

[440] Upon the petition of the winter parish in Goshen in Litchfield county, shewing to this Assembly that the town of Goshen have voted to build a new meeting-house, and the place affixed therefor is so remote from said winter parish that the inhabitants of said winter parish cannot conveniently attend public worship there in the winter season: and as they are and shall be at the charge of supporting the preaching of the gospel among themselves four months in the year annually, that they therefore think it reasonable that they should be exempted from paying one third part of their taxes towards building said new meeting-house; praying for an exemption accordingly; also requesting some additions to the limits of their winter parish: Resolved by this Assembly, that for the future the bounds of said winter parish shall be as heretofore last affixed upon the south part thereof upon the line that runs from the easterly part of said winter parish westward until it comes to Royce Beach's barn, from thence it shall run a straight course to the southeast corner of the parsonage lot, and then run to the southwest corner of said lot, and then northerly in an highway to the northeast corner of Jonah Case's farm, thence westward in said Case's north line to Cornwell town line, and then run to the northwest corner of Goshen; and that all the inhabitants that now live or that shall live north and east of said lines in said Goshen shall for the future be included in said winter parish. And it is also resolved, that said winter parishioners shall be exempted and freed from paying one third part of their taxes towards building said new meeting-house in the town of Goshen and repairing the same, and from the ministerial taxes in said Goshen in the same proportion, (provided they keep up and maintain the preaching of the gospel among themselves four months in the year, annually,) during the pleasure of this Assembly.

Upon the memorial of Edward Brown, of Windham in the county of Windham, shewing to this Assembly that Hubbard Brown of said Windham, son to the memorialist, being apprehended and brought before Mr. Justice Barker for uttering and passing a counterfeit bill made in imitation

of the true bills of credit emitted by this Colony of the denomination of forty shillings, and the said Hubbard being a minor the said justice gave sentence against him, that he should become bound with surety in the penal sum of three hundred pounds, lawful money, conditioned that the said Hubbard should appear before the then next superior court to be held at Hartford in the county of Hartford and there abide the order of said court thereon; and the memorialist became bound for his said son as aforesaid, for his appearance as aforesaid, to the Treasurer of this Colony in the said sum of £300 0*s*. 0*d*. lawful money, &c.; that said Hubbard did not appear before said superior court &c., and said bond was therefore declared forfeit, and an action hath been brought against the said Edward and Hubbard and is now depending thereon before the superior court &c.; praying for a chancery of said bond &c., as per memorial &c.: Resolved by this Assembly, that the said bond be chancered down to the sum of ten pounds, and that upon the payment of that sum and all costs that hath accrued, as well that before as since the bringing of the action on said bond, the said bond shall be given up or otherwise discharged by the king's attorney for the county of Hartford: provided the said ten pounds and costs be paid at or before the sitting of the superior court in September next at said Hartford.

Upon the memorial of Joseph Ruggles of New Milford, administrator on the estate of Benjamin Ruggles late of said New Milford, deceased, shewing to this Assembly that said deceased having been long in the service of this Colony, in the last war, in the year 1760, went in the character of a captain in Colonel Whiting's regiment, and on his return home died; after whose death it appeared that said deceased had received about £230 0*s*. 0*d*. of the Colony for the payment of the soldiers under his command which had not been applied, of which sum the memorialist had paid to the order of the Committee of the Pay-Table the whole thereof except £43 6*s*. 3*d*. which now remains due and unpaid; that said deceased had no moveable estate to pay said balance; further representing that 'tis highly probable said monies had been applied for the purpose received, but that the papers &c. of said deceased were all lost, and he not now able to evince the payment &c.; praying that the estate of said deceased may be exonerated and discharged from the said sum of £43 6*s*. 3*d*., being the remaining sum of said £230 0*s*. 0*d*. yet unpaid [441] &c., as per memorial on file, &c.: || Resolved by this Assembly, that the said sum of £43 6*s*. 3*d*. yet unpaid be

released to the memorialist, and the estate of said deceased be and is hereby exonerated and discharged of the said sum of £43 6*s.* 3*d.* and no further demand had thereon.

Upon the memorial of William Mather &c., shewing to this Assembly that in the winter season and for a considerable part of the year it was impracticable passing the upper ferry between Suffield and Enfield, called Kibbe's Ferry, at the place where kept, and that at the space of about eighty or a hundred rods up said river from said Kibbe's Ferry it is good crossing said river when it cannot be passed at said Kibbe's &c.; praying that he may have liberty to set up and keep a ferry at said upper place called Grigory, at or near where said ferry used to be kept formerly: Resolved by this Assembly, that said Mather have liberty, and liberty is hereby given to said William Mather, to set up and keep a ferry on the west side of Connecticut River in Suffield at or near where the ferry was formerly kept, about eighty or one hundred rods up said river from said Kibbe's Ferry; to be kept at the same fare as is stated by law for said Kibbe's Ferry.

Upon the memorial of the inhabitants of the society of Westfield in Midletown, preferred to this Assembly in May last, representing that they had had a place affixed for building a meeting-house in said society, which was inconvenient and not acceptable to the major part of the inhabitants of said society; praying to have the same rejected and a new one fixed for that purpose, on which a committee was appointed last October to enquire into the matters contained in said memorial and report &c., which committee have made their report that having viewed the said society and heard all parties &c. they had fixed a stake for the place on which to build a meeting-house for said society about forty-six rods northerly of the dwelling-house of Capt. Nathaniel Gilbert, near the westerly line of the highway leading northerly from the society of Midlefield by the said Gilbert's said dwelling-house, a little northerly of a highway leading by the dwelling-house of Joseph Clark jun^{r} into said northerly and southerly highway, about five or six rods westwardly from the place formerly established by the county court for that purpose: Which report is accepted, and the place therein and thereby fixed upon is hereby ratified and confirmed for the place where the meeting-house for said society of Westfield shall be built, and the same is ordered accordingly.

Upon the memorial of Gideon Granger, shewing to this Assembly that he was bound to the county court held at Hartford on the 2d Tuesday of April, A.D. 1768, in a bond

of fifteen pounds, lawful money, to the treasurer of the county of Hartford, to appear and abide the order of said court on a complaint exhibited to Samuel Kent &c., Esq^rs, justices of the peace &c., for breach of peace in resisting an officer, and that it so happened that he was defaulted, whereby the whole of said bond was forfeited &c.; praying for relief: Resolved by this Assembly, that said bond be abated down to the sum of ten pounds, lawful money, and the king's attorney for the county of Hartford is hereby directed to take and receive but ten pounds on said forfeited bond; and that on his, the said Granger's, paying said sum of ten pounds as aforesaid and the cost in the *scire facias* on said bond, he, said Granger, be discharged from the judgment and execution had and rendered thereon at the county court in November last.

Upon the memorial of Jonas Marsh, Joseph Hinman and others, inhabiting in the middle part in the town of Canaan in Litchfield county, representing to this Assembly some particular difficulties they labour under respecting the dividing line between the first and second societies in said Canaan; praying for relief in the premises, as per memorial on file appears: Resolved by this Assembly, that for the future the dividing line between the first and second societies in said Canaan shall be as followeth: beginning at Ousatunnock River. at the northwest corner of Jonas Marsh's farm, then easterly in the northern lines of Jonah and Moses Marsh his farms on which they now live, thence easterly in the northern line of Joseph Hinman's farm to the northeast corner thereof at said Canaan mountain, thence southerly in the easterly lines of said Hinman's and David Holcomb's farms to the former dividing line between said societies, thence east in said dividing line to Norfolk.

Upon the memorial of David Woodward, Asahel Clark jun^r, James Woodworth, Samuel Woodward jun^r, Samuel West jun^r, Gamaliel Little, Joseph Loomiss, William White, [442] Constant Woodworth, Eleazer Woodward, ‖ John Little, Joseph Wright, Simon Clark, Samuel Metcalf, James Murch, Daniel Dewey, and Seth Gary, all of Lebanon, shewing to this Assembly that they were prosecuted at the King's suit before the county court held at Windham on the 2d Tuesday of December, A.D. 1766, and fined for a riot ten pounds each, (except Joseph Loomiss, Seth Gary, Daniel Dewey, John Little, who were fined five pounds each; and that several of them are poor and unable to pay said fines, and they are fully convinced of the justice of their sentence

&c., and praying for the gracious interposition of this Assembly by an act of mercy to abate such part of their fines as shall be consistent with the ends of government &c., as per memorial: Resolved by this Assembly, that the aforesaid fines severally and respectively be and they are hereby abated and chancered down one half, and that on each or either of the aforesaid memorialists paying the one half of his or their respective fine or penalty aforesaid and the cost of prosecution, he or they shall be released and discharged from his or their respective fines or penalties, and from all and every obligation taken therefor.

Upon the memorial of John Robbins of Weathersfield, conservator of the person and estate of Daniel Blyn of said Weathersfield, shewing to this Assembly that he hath expended in the necessary support of said Blyn the sum of £9 18*s.* 11*d.* over and above the amount of the personal estate of said Blyn, which accounts have been exhibited to and allowed by the county court in the county of Hartford; praying for liberty to sell so much of the real estate of said Daniel Blyn as will be sufficient to raise said sum of £9 18*s.* 11*d.* with incident charges arising on such sale, as per memorial on file: Resolved by this Assembly, that the memorialist have liberty and he is hereby fully impowered to make sale of so much of the real estate of said Blyn as will be sufficient to raise said sum of £9 18*s.* 11*d.* and incident charges arising on such sale; taking the direction of the county court in the county of Hartford therein.

Upon the memorial of Joseph Wadsworth, shewing to this Assembly that in A.D. 1734, one Thomas Marks of Middletown mortgaged to this Colony two hundred twenty-two acres and half of land lying on the west side Connecticut River in Middletown, for security of £222 10*s.* 0*d.* old tenour, borrowed of said Colony; that one half of said land by mean conveyances came to Joseph Wadsworth late of Windsor, deceased, father of the memorialist &c., and that the General Assembly in May, A.D. 1755, on the memorial of Daniel Bissell &c., executor of said Joseph deceased, decreed that the Colony agent in whose hands said mortgage was should sell that half of said land sold to said Capt. Wadsworth, and after receiving the full half of said £222 10*s.* 0*d.* old tenour, and interest, the overplus should be paid to said executors for the use of said Wadsworth's heirs, and that this Assembly had since disposed of the whole of said lands to Mrs. Abigail Wetmore in purchase of a toll-bridge at Middletown &c., whereby the Colony hath taken benefit of the whole of

said land, and praying for a committee &c.: Resolved by this Assembly, that John Pitkin, Esq^{r}, and John Ledyard, Esq^{r}, be and they are hereby appointed a committee to examine and enquire into all the matters mentioned and referred to in said memorial, and make report of what they shall find with their opinion thereon to this Assembly in October next.

Upon the memorial of Robert Silliman, minister of the gospel in Canaan Parish, shewing and complaining to this Assembly, that in A.D. 1741, he was called and settled in said parish, and that said parish voted and agreed to give him a certain sum for his salary for the first five years after his settlement, and that after said five years were expired they would give him as his circumstances should require, and that ever since said five years were expired they have very much failed of so doing, and that said parish have voted to give him only the sum of ten pounds for his last year's salary &c.; praying for relief, as per memorial on file: Resolved by this Assembly, that the Hon^{ble} Thomas Fitch, Esq^{r}, Colo. John Read and the Rev^{d} Robert Ross be and they are hereby appointed a committee to repair to said parish, to enquire into the matters and things in said memorial complained of, and all matters relative thereto, and their report thereof to make to the General Assembly in October next, together with their opinion thereon.

Upon the memorial of Ezekiel Williams, of Weathersfield in the county of Hartford, Esq^{r}, sheriff of said county, representing that by a late law of this Colony limiting the num- [443] ber ‖ of sheriff's deputies in the several counties he is much exposed and embarassed and put to great difficulty for want of further help and assistance in the execution of his said office &c.; praying for additional number of deputies, &c., as per memorial, &c.: Resolved by this Assembly, that the said Ezekiel Williams, Esq^{r}, may appoint and impower an additional number of three deputies to assist him in the execution of his said office as the law directs within the said county of Hartford; any former law to the contrary notwithstanding.

Upon the memorial of Josiah Hurlburt of Canaan, collector of the Colony tax for said Canaan, made on the lists of 1759 and 1761, shewing to this Assembly that the listers of said Canaan for the year 1759 certified the Colony Treasurer that said town was over-assessed in the list of said year so much as to amount to the sum of sixteen pounds in the Colony tax made on said list, and the listers for said

town for the year 1761 did also certifie that there ought to be an abatement in the tax made on said list the sum of £12 18*s.* 6*d.* lawful money, and that said certificates were disallowed by the Colony Auditors for some supposed deficiency therein; praying for relief in the premises: Resolved by this Assembly, that the Colony Auditors shall allow said certificates in favour of said Hurlburt and credit him thereupon for the sums therein mentioned respectively on said rates.

Upon the memorial of Jonathan Warner of Lyme, representing that there is much travelling and passing across Connecticut River from Fort Hill, so called, in Seybrook to said Lyme, that erecting a public ferry across said river will be of public advantage; praying for liberty to set up a ferry across said river &c., as per memorial on file: Resolved by this Assembly, that the memorialist have liberty, and liberty is hereby granted him, to set up and keep a public ferry on said river from Fort Hill, so called, in the parish of Chester in Saybrook to Lyme, and be in all respects under the regulation of other public ferries in this Colony.

Upon the memorial of Nathaniel Loomiss and Odiah Loomiss of Windsor, conservators of the person and estate of Lydia Moore of Windsor, representing to this Assembly that they have expended towards the support of said Lydia the sum of £3 8*s.* 5½*d.* lawful money, the same having been allowed by the county court held in Hartford in April last, and that there is not personal estate to pay the same; praying for liberty to sell real estate for the payment thereof, as per memorial on file: Resolved by this Assembly, that the memorialists have liberty, and liberty and authority is hereby granted to them, to sell so much of the real estate of said Lydia as may be sufficient to pay said sum of £3 8*s.* 5½*d.* lawful money, with the incident charges arising on such sale.

On the memorial of John Guyer of Redding, administrator on the estate of Ruth Sturgess late of Fairfield, deceased, shewing to this Assembly that an additional account of debts exhibited against the estate of said deceased to the court of probate in and for Fairfield district and allowed by said court amount to the sum of £5 2*s.* 3*d.* lawful money; praying for liberty to sell so much of that part of said deceased's real estate mentioned and contained in an additional inventory thereof, as said in said memorial as will be sufficient to satisfie and pay said sum of £5 2*s.* 3*d.* lawful money with the incident charges that may arise on such sale: Resolved

by this Assembly, that the memorialist have liberty and he is hereby authorized and impowered, to sell so much of that part of said deceased's real estate mentioned and contained in said additional inventory as will be sufficient to satisfie and pay the aforesaid sum of £5 2*s*. 3*d*. together with the incident charges arising on such sale; taking the directions of the court of probate for the district of Fairfield therein.

Upon the memorial of Asaph Chilson, administrator on the estate of Hope Wetmore late of Midletown, deceased, shewing to this Assembly that the debts and charges due from said estate surmount the moveable part thereof the sum of £48 1*s*. 10*d*. lawful money, and thereupon praying for liberty to sell real estate &c.: Resolved by this Assembly, that the memorialist have liberty and he is hereby fully impowered, to sell so much of the real estate of said deceased as will procure the aforesaid sum of £48 1*s*. 10*d*. lawful money, together with the incident charges arising on such sale; taking the direction of the court of probate of the district of Midletown therein.

Upon the memorial of Timothy Percival and Rowland Percival of the parish of Midle-Hadam, shewing to this Assembly that they live very remote from the place of public worship in said society, and much nearer to the meeting-house in the parish of East-Hampton; that the parish of Midle-Haddam by their vote have voted their consent to the memorialists being annexed to said parish of East Hampton; [444] || praying that they, their families and estates, may be annexed to the parish of East-Hampton, as per memorial on file, &c.: Resolved by this Assembly, that the said Timothy Percival and Rowland Percival, their families and farms they now live on, be and they are hereby annexed to the said parish of East-Hampton, and shall for the future have and enjoy the priviledges of the said parish of East-Hampton.

Upon the memorial of Moses Rowley, of Kent in the county of Litchfield, shewing to this Assembly that the said Rowley on the 10th day of May, 1748, for the consideration of one hundred pounds money of the old tenour, purchased a tract of land of one Robert Watson of the Province of New York, which tract said Watson had purchased of the Indians &c., which land then lay in the county of Newhaven on the west side of Ousatonnuck River, over against the town of Kent &c., said tract contains by estimation about nine hundred acres, on which land the said Rowley entered in the year 1748, and hath continued there ever since, paying his rates and other duties arising on his improvements, and ever

supposed that he had honestly purchased the Indian title to said land, and also built a saw-mill on said land, and laid out his whole substance thereon, and always supposed himself safe, until this Assembly at their sessions in October last gave order that the said Rowley should be ejected off from said land, which if insisted on would deprive him of all his estate and subject him to public charge &c.; praying that this Assembly would grant some part of the premises, *viz.:* his said saw-mill and improvements and buildings &c., as per memorial on file: Resolved by this Assembly, that Majr Bushnel Bostwick and Thomas Russel, Esqr, be a committee to enquire into the circumstances of the affair above set forth, and report the same with their opinion thereon of what they shall think just and equitable to this or the next Assembly.

On the memorial of Martha Goodrich, of Chatham in said Colony, administratrix on the estate of Richard Goodrich late of said Chatham, deceased, shewing to this Assembly that the debts and charges due from said estate, together with some allowance made by the court of probate for the district of Midletown to the widow of said deceased, surmount the moveable part of the estate of said *estate* [deceased] the sum of £75 2*s.* 4*d.* lawful money, and thereupon praying for liberty to sell real estate &c.: Resolved by this Assembly, that the memorialist have liberty and she is hereby fully impowered, to sell so much of the real estate of said deceased as will procure the aforesaid sum of £75 2*s.* 4*d.* lawful money, and the incident charges arising on such sale; taking the direction of the court of probate for the district of Midletown therein.

Upon the memorial of Nathan Booth, Silas Curtiss and Ebenezer Birdsey, of Stratford in Fairfield county, administrators on the estate of Abel Birdsey late of said Stratford, deceased, shewing to this Assembly that the debts due from the said estate of said deceased surmount the moveable estate of said deceased the sum of £144 4*s.* 5*d.* lawful money, and praying for liberty to sell so much of the real estate of said deceased as to make said sum of £144 4*s.* 5*d.* lawful money, with the charges arising thereon: Resolved by this Assembly, that the memorialists have liberty and they are hereby fully authorized and impowered, to make sale of so much of the real estate of said deceased as to raise the said sum of £144 4*s.* 5*d.* lawful money, with the incident charges arising thereon; taking the directions of the court of probate for the district of Fairfield therein.

Upon the memorial of Joseph Bristol, of Newtown in the county of Fairfield, administrator on the estate of Joseph Bristol of said Newtown, late deceased, shewing to this Assembly that the real estate of said deceased amounts to the sum of £133 16*s.* 10½*d.* and that his moveable estate amounts only to the sum of £10 13*s.* 11*d.*, whereas the debts due from said estate as are allowed by the court of probate for the district of Danbury amount to the sum of £56 19*s.* 10½d., for the payment whereof he has nothing in his hands to pay withall; praying that Ebenezer Bristol of said Newtown. or some other meet person, may be appointed to make sale of so much of the real estate of the said deceased as may be sufficient to pay said debts and incident charges arising thereon, as per memorial on file may appear: Resolved by this Assembly, that Ebenezer Bristol aforesaid be appointed and he is hereby appointed and impowered, to make sale of so much of the real estate of the said deceased Joseph Bristol as may be sufficient to pay said debts with the incident charges arising thereon; taking the direction of the court of probate for the district of Danbury therein.

Upon the memorial of Moses Wheeler and Elizabeth Wheeler, of Stratford in Fairfield county, administrators on the estate of David Wheeler late of said Stratford, deceased, [445] representing to ‖ this Assembly that the debts due from said deceased's estate surmount the moveable estate the sum of £101 4 1 lawful money, and praying for liberty to sell so much of the real estate of said deceased as to make the said sum of £101 4*s.* 1*d.* lawful money, with the charges arising thereon: Resolved by this Assembly, that the memorialists have liberty and they are hereby fully authorized and impowered, to sell so much of the real estate of said deceased as to make the said sum of £101 4*s.* 1*d.* lawful money, with the incident charges arising thereon; taking the direction of the court of probate for the district of Fairfield therein.

Upon the memorial of Phineas Stevens of Canaan, one of the executors of the last will of Uriah Stevens late of said Canaan, deceased, representing to this Assembly that the debts due from the estate of Uriah Stevens late of said Canaan, deceased, amount to £72 14*s.* 7½*d.* more than any liberty hath been granted for the sale of real estate for the payment of, and for the payment whereof no provision is made in said will; praying for liberty to sell so much of the real estate of said deceased as to raise said sum, as per memorial on file: Resolved by this Assembly, that the memorialist have liberty and he is hereby impowered, to

sell so much of the real estate of said Uriah Stevens, deceased, as shall be sufficient to raise said sum of £72 14*s.* 7½*d.* and the incident charges arising thereon; taking the direction of the court of probate for the district of Sharon therein.

On the memorial of William Lucas, administrator on the estate of William Lucas late of Midletown, deceased, shewing to this Assembly that the debts and charges due from the estate of William Lucas late of said Midletown, deceased, together with some small allowance made to the widow, surmount the moveable part of said estate the sum of £31 2*s.* 5*d.* lawful money, and thereupon praying for liberty to sell lands &c.: Resolved by this Assembly, that the memorialist have liberty and he is hereby authorized and fully impowered, to sell so much of the real estate of the said deceased as will procure the aforesaid sum of £31 2*s.* 5*d.* lawful money, together with the incident charges arising on such sale; taking the direction of the court of probate in the district of Midletown therein.

Upon the memorial of John Porter and Thomas Porter, of Stratford, representing that they had great part of their lands lately taken from them by execution, to satisfie a certain judgment obtained against them in favour of the Governor and Company of this Colony on a bond given by them, the said John and Thomas, in behalf of Seth Porter accused of counterfeiting bills of public credit; praying to have said lands restored to them on their giving their bond with good landed collateral security for payment of the sum due by said judgment with interest in a reasonable time: Resolved by this Assembly, that the memorialists have liberty to redeem their said lands in manner as prayed for; and Gold Selleck Silliman, Esq^r^, King's Attorney for the county of Fairfield, is hereby authorized and directed in behalf of the Governor and Company of this Colony, to reconvey or otherwise relinquish to the memorialists their said lands, and in consideration thereof to take and receive to the use of the Governor and Company their bond for the sums remaining due as aforesaid with interest payable in two years from that time, and to take a deed in manner aforesaid of the same and other lands as he shall judge needful by way of collateral security for securing the payment of such bond; all at the cost of the memorialists; and return make of his doings to this Assembly in October next.

Upon the memorial of Prudence Ticknor of Sharon, administratrix on the estate of John Ticknor late of said

Sharon, deceased, shewing to this Assembly that the debts due from the estate of said deceased with what was allowed to the widow surmount the personal estate of said deceased the sum of £43 0*s*. 11¾*d*. lawful money, and praying for liberty to sell lands of said deceased to procure the same with the incident charges of sale, as per memorial on file &c.: Resolved by this Assembly, that the said memorialist have liberty and she is hereby fully impowered, to sell so much of the land of the said John Ticknor, deceased, as to procure said sum of £43 0*s*. 11¾*d*. lawful money, with the incident charges of sale; taking the direction of the court of probate in the district of Sharon therein.

Upon the memorial of Daniel Benedict and Daniel Taylor, selectmen of the Town of Danbury, shewing to this Assembly that the selectmen of said town on or about the year 1748, took care of one Ebenezer Barnum of said Danbury, [446] and his family, he being poor || and falling into a great degree of distraction, and so continued for many years, and the said town advanced to the support of said Barnum large sums yearly until the day of his death, which happened in August last, to the amount of twenty pounds, lawful money, over and above what estate of the said Barnum said selectmen had any authority to dispose of: but since the said Barnum fell into distraction and came into the care of said selectmen there hath been four small pieces of land laid out in said Danbury &c. apprized at eight pounds ten shillings, which is all the estate of said Barnum that is known of &c., as per memorial on file: Resolved by this Assembly, that the said Daniel Benedict and Daniel Taylor have liberty, and liberty and power is hereby granted, to sell so much of the real estate of the said Barnum as will procure the said sum of twenty pounds for the payment of said debt.

On the memorial of Samuel Gilbert, of Newhaven in the county of Newhaven, administrator on the estate of Hannah Smith late of said Newhaven, deceased, shewing to this Assembly that the debts and charges now due from the estate of said deceased surmount the moveable estate of said deceased the sum of £20 6*s*. 6*d*. lawful money, and thereupon praying for liberty to sell so much of the real estate &c.: Resolved by this Assembly, that the memorialist have liberty and he is hereby fully impowered, to sell so much of the real estate of said deceased as will procure the aforesaid sum of £20 6 6, lawful money, together with the incident charges; taking the direction of the court of probate for the district of Newhaven therein.

On the memorial of John Brooks and David Brooks of Stratford, executors of the last will and testament of David Brooks late of said Stratford, deceased, shewing to this Assembly that the debts and charges paid and still due from the estate of said deceased surmount the moveable estate, first deducting a specifick legacy made to his only son, the sum of £407 9*s*. 7*d*. lawful money, and that said deceased made no special provision in his will for the payment of his debts; praying for liberty to sell so much of the real estate of the testator as shall be sufficient to raise the sum aforesaid: Resolved by this Assembly, that the memorialists be and are hereby impowered, to sell so much of the real estate of the said deceased David Brooks as shall be sufficient to raise the sum of £407 9*s*. 7*d*. lawful money, with the incident charges arising on such sale; taking the direction of the court of probate in the district of Fairfield therein.

On the memorial of Daniel Booth, of Newtown in the county of Fairfield, conservator of the person and estate of Peninah Turner of said Newtown, a distracted person, shewing to this Assembly that he hath expended for the support and maintenance of said Peninah, *viz:* at and until the 18th day of April last past, the sum of £15 2*s*. 0*d*. and that an account thereof hath been exhibited to and allowed by the county court held at Fairfield in and for Fairfield county in April last past, and that for the payment thereof said memorialist hath nothing in his hands; praying this Assembly to grant him liberty to sell so much of the real estate of said Peninah as will be sufficient to raise and satisfie said sum of £15 2*s*. 0*d*. lawful money, with the incident charges arising on such sale: Resolved by this Assembly, that the memorialist have liberty and he is hereby licensed, authorized and impowered, to sell so much of the real estate of said Pininah as will be sufficient to raise and satisfie said sum of £15 2*s*. 0*d*. lawful money with the incident charges arising on such sale.

On the memorial of Abigail Talmage, of Newhaven in the county of Newhaven, administratrix on the estate of Elizabeth Talmage late of said Newhaven, deceased, shewing to this Assembly that the debts and charges due from the estate of said deceased surmount the moveable estate of said deceased the sum of five pounds two shillings and three pence, lawful money, and thereupon praying for liberty to sell so much of the real estate &c.: Resolved by this Assembly, that the memorialist have liberty and she is hereby fully impowered, to sell so much of the real estate of said deceased as will

procure the aforesaid sum of five pounds two shillings and three pence, lawful money, together with the incident charges; taking the direction of the court of probate for the district of Newhaven therein.

[447] The Sums Total of the Additions (single and fourfold) to the Lists of the several Towns in this Colony, sent in to this Assembly are as follows, viz:

	Single.	Fourfold.		Single.	Fourfold.
Hartford,	£386 15 0	£	Preston,	£250 3 0	£273 4 0
Colchester,	687 12 0	106 8 0	Killingworth,	279 19 8	165 10 0
Haddam,	289 17 6		New Fairfield,	208 15 0	361 0 0
Suffield,	854 16 0		Danbury,	43 4 1½	1 10 0
Bolton,	75 16 0		Ridgefield,	354 10 0	
Windsor,	428 2 1	343 5 0	Stratford,	1068 19 6	
Enfield,	216 2 0	104 0 0	Stamford,	319 7 6	361 3 0
Chatham,	428 0 0		Fairfield,	3209 4 6	390 18 0
Farmington,	269 7 0	926 18 0	Norwalk,	738 0 0	301 18 0
Glastonbury,	156 3 6	214 4 0	Newtown,	1382 6 0	
Middletown,	325 5 9		Greenwich,	624 18 0	
Stafford,	37 14 8	34 8 0	Redding,	550 0 0	
Willington,	256 0 0		Windham,	882 5 6	32 2 0
East Haddam,	825 8 6		Canterbury,	617 11 0	210 16 0
Tolland,	184 0 0	31 16 0	Mansfield,	463 1 0	304 0 0
Hebron,	331 5 0		Pomfret,	81 4 0	283 6 0
Symsbury,	163 13 0		Killingly,	1030 10 0	
Weathersfield,	279 7 6	404 0 0	Ashford,	398 4 6	
East Windsor,	1063 11 6	174 0 0	Lebanon,	176 2 6	304 8 0
Somers,			Coventry,	230 5 0	262 0 0
New Haven,	2119 5 3	1948 17 0	Voluntown,	79 0 0	24 0 0
Wallingford,	914 14 6	275 1 6	Woodstock,	333 10 0	
Guilford,	75 15 0	137 12 0	Plainfield,	247 0 0	
Waterbury,	759 12 3		Goshen,	567 5 0	
Milford,	558 18 3		Woodbury,	916 0 6	
Durham,	0 5 0	37 12 0	New Hartford,		
Branford,	1672 10 0		Harwinton,		
Derby,	345 13 6		Canaan,	144 0 0	
New London,	463 18 6	11 8 0	Torrington,	70 10 6	80 0 0
Norwich,	808 10 6	441 18 6	Litchfield,	693 7 0	102 8 0
Lyme,	685 1 6	986 8 0	Salisbury,	1734 7 6	
Preston, undercast in October,	1177 15 0		New Milford,	615 0 0	92 16 0
			Kent,	786 3 7	108 10 0
Stonington,	344 2 6		Sharon,		
Groton,	399 0 0	1730 14 0	Cornwal,	206 0 0	74 0 0
Saybrook,	666 7 3	316 7 0			

Upon the memorial of Nathan Birdshall, administrator on the estate of George Hepburne, deceased, shewing to this Assembly that the debts due from the estate of said deceased amount to five hundred pounds, New York money, and that the personal estate of said deceased amounts to no more than £300 0*s.* 0*d.* said currency, and that said deceased dyed seized of 32 and ½ acres of land lying in Canterbury; praying for liberty to sell said land for the payment of the balance of said debts, as per memorial on file: Resolved by this Assembly, that said administrator have liberty, and liberty and authority is hereby granted to him, to sell and dispose of said land for the purpose in said memorial mentioned; taking the direction of the court of probate in the district of Plainfield therein.

[448] Upon the memorial of Benoni Shepard, of Tolland in Hartford county, shewing to this Assembly that he was a soldier in this government's service in the year 1758, and by

means of the hardships and fatigues he underwent in said service he contracted some ill habits of body, and has remained an invalid ever since, and for a number of years past has been unable to perform any labour at all, by which means he is become and unable to support himself, having spent his substance on his physicians, and his disorders appearing still to be obstinate and not likely to be soon removed, and riding being recommended as likely to be serviceable to him; praying for liberty or lycence to ride in the capacity of a pedler to sell goods, merchandizes &c., without paying any duty therefor, that so by his honest industry therein he may be able to support himself, as per memorial on file: Resolved by this Assembly, that the memorialist have liberty, and liberty and lycence is hereby granted to the said Benoni Shepard, to ride in the capacity of a pedlar to sell goods, merchandizes &c., within this Colony without paying duty therefor, during the pleasure of this Assembly.

Upon the memorial of Osborne Stevens of Killingworth, shewing to this Assembly that he lost his right arm in the service of the Colony, and is thereby rendered unable to labour, and hath by misfortune been reduced to poverty &c.; praying for liberty and lycence to peddle &c., as per memorial on file: Resolved by this Assembly, that said Osborn Stephens have lycence, and liberty and lycence is hereby granted him, to peddle goods within this Colony during the pleasure of this Assembly.

On the memorial of Joseph Hickcox, conservator of the person and estate of Samuel Wilkinson of Durham, shewing to this Assembly that he exhibited to the county court of Newhaven county at their sessions in April term last his account of supporting said Samuel Wilkinson and family as conservator, from the sessions of said court April term, 1768, until the sessions of said court April term last, amounting to the sum of nineteen pounds, which was allowed by said court, and that for the payment of said sum there was not moveable estate belonging to said Wilkinson, necessaries excepted, and praying for liberty to sell so much of the lands of the said Wilkinson as should amount to the said sum of £19 0*s*. 0*d*. and incident charges of sale: Resolved by this Assembly, that liberty and full power and authority is hereby granted unto the said Joseph Hickcox, conservator, to make sale or sell so much of the land of the said Samuel Wilkinson as shall amount to the said sum of £19 0*s*. 0*d*. lawful money, for the discharging said account together with incident charges of sale.

Upon the memorial of Jacob Dresser, of Killingly in the county of Windham in the Colony of Connecticut, shewing to this Assembly that he is guardian to Samuel Mills, a minor of the age of fifteen years, which minor hath been for one year under the hands of surgeons by reason of a feversore on one of his legs; also shewing that he hath been at great expence for doctoring, nursing &c., which by the court of probate for the district of Pomfret was allowed to the amount of £29 5*s*. 9½*d*. lawful money, the which with the other debts, charges and allowances made by said court surmounts the moveable estate and the rents of the real estate of said minor the sum of £29 5*s*. 9½*d*. lawful money; and praying for liberty to sell so much of the real estate of said minor as shall raise the sum of £29 5*s*. 9½*d*. lawful money, with incident charges arising on said sale: Resolved by this Assembly, that the said Jacob Dresser have liberty, and liberty is hereby granted to the said Jacob Dresser, to sell so much of the lands of the said minor as shall raise the said sum of £29 5*s*. 9½*d*. with the incident charges arising thereon; taking the direction of the court of probate for the said district of Pomfret therein.

On the memorial of William Wadsworth, administrator with the will annexed on the estate of widow Rebeckah Marsh late of Hartford, deceased, for liberty to sell of the real estate of the said deceased for the payment of debts due from said estate to the amount of £72 18*s*. 5¼*d*. lawful money, and incident charges &c.: Resolved by this Assembly, that the memorialist have liberty, and liberty is hereby granted, to sell the real estate of the said deceased to the amount of £72 18*s*. 5¼*d*. by said memorialist, for the payment of said debt with incident charges arising on the sale thereof; taking the direction of the court of probate in the district of Hartford in the sale thereof.

[449] Upon the memorial of Andrew Hull and Mary Hitchcock, both of Wallingford in the county of Newhaven, administrators of the estate of Jotham Hitchcock late of said Wallingford, deceased, representing that the debts and charges allowed by the court of probate for the district of Newhaven against the estate of said deceased surmount his moveable estate the sum of £42 9*s*. 7½*d*.; praying for liberty to sell his real estate &c., as by the memorial on file: Resolved by this Assembly, that liberty be granted, and the same is hereby granted to the said Andrew Hull and Mary Hitchcock, to sell so much of the real estate of the said deceased as shall be sufficient to answer the said sum of £42 9*s*. 7½*d*. lawful

money, and incident charges attending such sale; under direction and advice of the judge of the court of probate for the district of New Haven.

Upon the memorial of Abiah Waterhouse, widow, and administratrix on the estate of Jacob Waterhouse late of New London, deceased, shewing that the debts &c. due from said estate amount to the sum of £30 9*s.* 6*d.* lawful money, and that the whole inventoried estate of said deceased amounted to £29 12*s.* 3*d.* whereof £20 11*s.* 9*d.* is real and £9 0*s.* 6*d.* is personal estate, whereby it appears that the debts &c. surmount the whole of said real and personal estate; praying for liberty to sell the whole of said real estate for the payment of said debts &c., as per memorial on file: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted her, to sell said real estate; taking the direction of the court of probate for the district of New London therein.

Upon the memorial of John Camp, keeper of the gaol in Fairfield county, shewing to this Assembly that he hath been obliged to expend the sum of £3 10*s.* 0*d.* for the support of John Marlow, a prisoner now confined in said gaol, to the 10th day of May last, who was convicted of the crime of burglary before the superior court held in Fairfield in February last, and praying that said sum may be paid to him out of the Colony treasury: Resolved by this Assembly, that said sum of three pounds ten shillings shall be paid to said Camp out of the Colony treasury, and the Treasurer of this Colony is hereby directed to pay the same accordingly.

Upon the memorial of Timothy Wells, of New Hartford in Litchfield county, shewing to this Assembly that said Wells hath purchased a mill place in said New Hartford, has built a dam, a fulling mill, a clothing shop, and has set up his cloathing trade there at about one hundred pounds cost, and said mill place being about forty rods from the country road, and said memorialist agreeing with Mr. Caleb Pitkin of said New Hartford for one acre of land to bring said Wells to the country road, on which said Wells wants to build a dwelling house, said Pitkin having surveyed said acre of land and fenced it out and caused a deed to be drawn and paid for said deed, and then was taken sick and died before said Pitkin had opportunity to execute said deed; the administrator, the children, his brother and all parties being willing said deed should be executed, and praying to this Assembly that one of the administrators on said Pitkin's estate should be impowered to execute a deed of said acre of land to said me-

morialist &c., as per memorial on file: Resolved by this Assembly, that Joseph Cowles, one of the administrators on said estate, be impowered, and he is hereby ordered and impowered, to execute a deed of said acre of land to said memorialist, and to secure to the heirs of said Pitkin's estate the sum of three pounds ten shillings as a reward for said acre of land.

Upon the memorial of Zerviah Converse, administratrix on the estate of Jonathan Converse late of Killingly in the county of Windham, deceased, shewing to this Assembly that the debts, charges and allowances exhibited into and allowed by the court of probate for the district of Pomfret surmounts the whole of the moveable estate of said deceased and the real estate sold by liberty of the General Assembly the sum of £30 0*s*. 0*d*. lawful money, and praying for liberty to sell so much more of the real estate of said deceased as will raise the sum of £30 0*s*. 0*d*. lawful money, with the incident charges arising thereon, as per memorial on file &c.: Resolved by this Assembly, that the memorialist have liberty, and liberty is hereby granted to her, to sell so much more of the real estate of said deceased as to raise the said sum of £30 0*s*. 0*d*. lawful money, with the incident charges arising on said sale; she taking the direction of the court of probate in the district of Pomfret therein.

Upon the memorial of Benjamin Hart, conservator of the person and estate of Lydia Bishop of Guilford, shewing to this Assembly that the cost and charge in supporting said Lydia and taking care of her estate from April 3d, 1768, to April 3d, 1769, as allowed by the county court in Newhaven county, amounts to £10 4 6, and that the rents of her lands [450] said time amounts to £1 2 6, so that there is due to || said conservator £9 2 0, and praying for liberty to sell so much of the lands of said Lydia as may raise said sum of £9 2*s*. 0*d*. lawful money, with incident charges &c., as per memorial on file: Resolved by this Assembly, that the said conservator have liberty and he is hereby fully impowered, to sell so much of the land of said Lydia as may raise the sum of £9 2*s*. 0*d*. lawful money, with incident charges arising on such sale.

Upon the memorial of Seth Hull of Redding, administrator on the estate of George Hull late of said Redding, deceased, shewing to this Assembly that the debts due from the estate of said deceased surmount the moveable estate of the deceased the sum of £13 8*s*. 5*d*. lawful money; praying for liberty to sell so much of the real estate of the said deceased as shall

be sufficient to pay the sum aforesaid with the incident charges arising on such sale: Resolved by this Assembly, that the memorialist be and he is hereby impowered to sell so much of the real estate of the deceased George Hull as shall be sufficient to raise the sum of £13 8 5, lawful money, with the incident charges arising on such sale; taking the direction of the court of probate in the district of Fairfield therein.

Upon the memorial of Samuel Holmes, collector &c., shewing to this Assembly that in 1762, he brought and exhibited to the Treasurer of this Colony bills of abatements to the amount of £71 10*s.* 10*d.* of which £41 17*s.* 1*d.* only was allowed, by reason of some informality in said bills, and that by some means said bills are lost and the memorialist exposed to lose the remainder of said sum &c.; praying for relief &c., as per memorial: Resolved by this Assembly, that the sum of £24 17*s.* 9*d.* be allowed to the memorialist as abatement out of the rate bill in his hands for the year 1760, and the Treasurer is hereby directed to allow and credit to the memorialist said sum accordingly.

On the petition of Benjamin Lothrop, of Windham in the county of Windham, *vs.* William Pitkin jun^{r}, Esq^{r}, of Hartford in the county of Hartford, as on file: The question was put, whether there is error &c. in the judgment complained of &c.: Resolved by this Assembly in the negative.

On the petition of Allen Sage, of Waterbury in the county of Newhaven, *vs.* John Richards, Benjamin Richards jun^{r} and William Nickols, all of said Waterbury, as on file: The question was put, whether the prayer of said petition should be granted: Resolved in the negative.

On the petition of Jacob Phelps, of Windsor in the county of Hartford, *vs.* John Palmer of Windsor aforesaid, as on file: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative.

On the petition of Joseph Hull jun^{r}, one of the principal inhabitants of Derby in the county of Newhaven, and the rest of the inhabitants of said Derby, *vs.* Ebenezer Perry of Stratford in the county of Fairfield, as on file: The question was put, whether the pleas offered by the respondent in abatement of the said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative.

On the petition of Aaron Leaming, of Torrington in the county of Litchfield, *vs.* Amasai Marshal of said Torrington, as on file: The question was put, whether there is error in

the judgment &c. complained of in said petition: Adjudged by this Assembly that said judgment is not erroneous.

On the petition of Gershom Mattoon, of Wallingford in the county of Newhaven, *vs.* Abraham Auger, of Newhaven in said county, and Daniel Taylor of Wallingford aforesaid, as on file: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative.

On the petition of James Fairman, of Enfield in the county of Hartford, *vs.* Isaac Pease of Enfield aforesaid, as on file: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative. *Cost allow'd respondent is* £2 14*s.* 0*d.* *Ex. granted July* 17*th*, 1769.

On the petition of Eleazer Carey, of Windham in the county of Windham, *vs.* Hugh Ledlie of Windham aforesaid, as on file: The question was put, whether anything should be granted on said petition: Resolved by this Assembly in the negative.

[451] On the petition of Allyn Whiting, of Hartford in the county of Hartford, one of the sons and heirs of Colo. John Whiting late of said Hartford, deceased, *vs.* Thomas Merrels of Hartford aforesaid, as on file: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative.

On the petition of John Ray, of the city and Province of New York, *vs* John Gill of Chatham, now resident in Hartford in the county of Hartford, and Moses Bush of Chatham aforesaid, as on file: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative.

On the petition of Walter Palmer, of Stonington in the county of New London, *vs.* Joseph Denison, Esq^{r}, Nathan Cheesbrough and Charles Minor, all of said Stonington, as on file: The question was put, whether the motion or plea offered in bar or abatement of this petition at the hearing, *viz:* that the matter or thing complained of is below the lawful cognizance of this Assembly &c., is a sufficient bar or objection to the Assembly's taking up and considering said petition: Resolved by this Assembly in the affirmative.

On the petition of Eliphalet Beecher, of Newhaven in the county of Newhaven, *vs.* Charles Sabin of Newhaven, as on file: The question was put, whether the pleas offered by the respondent in abatement of said petition are

sufficient to abate the same: Resolved by this Assembly in the affirmative.

On the petition of Sarah Hallam, of New London in the county of New London, executrix of the last will and testament of Amos Hallam late of said New London, deceased, *vs.* James Mumford of said New London, as on file: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative.

On the petition of Benjamin Atwater, of Wallingford in the county of Newhaven, one of the inhabitants and members of the first society in said town, and the rest of the inhabitants and members of said society, *vs.* the inhabitants and members of the society of Wells in said Wallingford, as on file: The question was put, whether the pleas offered in abatement of said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative.

On the memorial of John Benton &c., of Hartford in the county of Hartford, dated May 14th, 1768, on file &c.: The question was put, whether the prayer thereof should be granted: Resolved by this Assembly in the negative. *Cost allowed to Elisha Bigelow of said Hartford against said John Benton in defending against the prayer of said memorial is £5 7 4, lawful money. Execution granted June 8th*, 1769.

This Assembly grants to his Honour the Governor the sum of one hundred and fifty pounds for the first half of his salary the current year.

This Assembly grants to his Honour the Deputy Governor the sum of fifty pounds for the first half of his salary the current year.

This Assembly grants to Mr. Secretary Wyllys the sum of twenty pounds for his salary the last year.

This Assembly grants to John Lawrence, Esq^{r}, Treasurer of this Colony, the sum of fifty-three pounds six shillings and eight pence for his salary four months, *viz:* since his election in January last to the sitting of this Assembly.

This Assembly grants to Joseph Talcott, Esq^{r}, late Treasurer of this Colony, the sum of one hundred and six pounds thirteen shillings and four pence, for his salary from the general election in May, 1768, to his resigning in January, 1769, being eight months.

This Assembly was adjourned by usual proclamation until the Governor, or in his absence the Deputy Governor, shall see cause to call it to meet again.

Teste GEORGE WYLLYS, Secret'y.

[453] *Anno Regni Regis Georgii tertii nono.*

AT A GENERAL ASSEMBLY OF THE GOVERNOR AND COMPANY OF HIS MAJESTY'S ENGLISH COLONY OF CONNECTICUT IN NEW ENGLAND IN AMERICA, HOLDEN AT NEW HAVEN IN SAID COLONY, ON THE SECOND THURSDAY OF OCTOBER, AND CONTINUED BY SEVERAL ADJOURNMENTS, UNTIL THE THIRD DAY OF NOVEMBER NEXT FOLLOWING, ANNOQUE DOMINI 1769.

Present:

The Honorable Jonathan Trumbull, Esq^{r}, *Deputy Governor.*

Hezekiah Huntington, Esq^{r},	William Pitkin, Esq^{r},	*Assistants.*
Mathew Griswold, Esq^{r},	Roger Sherman, Esq^{r},	
Shubael Conant, Esq^{r},	Robert Walker, Esq^{r},	
Elisha Sheldon, Esq^{r},	Abraham Davenport, Esq^{r}	
Eliphalet Dyer, Esq^{r},	Joseph Spencer, Esq^{r},	
Jabez Huntington, Esq^{r},		

Representatives or Deputies of the Freemen of the several Towns are as follow, viz.:

Mr. Benjamin Payne, Colo. John Pitkin, for Hartford.
Colo. Jabez Hamlin, Mr. Seth Wetmore, for Midletown.
Colo. John Chester, Capt. Elisha Williams, for Weathersfield.
Capt. Isaac Lee jun^{r}, Mr. Fisher Gay, for Farmington.
Capt. Josiah Bissell, Mr. Alexander Wolcott, for Windsor.
Mr. Joseph Forward, Mr. Amos Wilcox jun^{r}, for Symsbury.
Mr. Jonathan Welles, Mr. John Kimberly, for Glastonbury.
Capt. Henry Champion, Mr. Daniel Foot, for Colchester.
Capt. Samuel Kent, Capt. John Granger, for Suffield.
Zebulon West, Esq^{r}, Capt. Samuel Chapman, for Tolland.
Mr. Daniel Brainerd, Capt. Christopher Holmes, for East Haddam.
Mr. Emery Pease, Capt. Luke Cooley, for Somers.
Mr. Ebenezer White, Mr. Elisha Cornwell, for Chatham.
Capt. Isaac Pinney, Capt. Samuel Daviss, for Stafford.
Maj^{r} Erastus Wolcott, Capt. Charles Elsworth, for East Windsor.
Mr. Edward Collins, Capt. Ephraim Pease, for Enfield.
Capt. Jabez Brainerd, Capt. Thomas Selden, for Haddam.
Capt. Joel White, Capt. Thomas Pitkin, for Bolton.
Mr. Moses Holmes, Capt. Timothy Pearl, for Willington.
Capt. David Barber, Capt. Obadiah Horsford, for Hebron.
Colo. Nathan Whiting, Mr. Joshua Chandler, for New Haven.
Capt. John Fowler, Maj^{r} Edward Allen, for Milford.
Colo. Elihu Chauncey, Capt. James Wadsworth, for Durham.
Capt. James Barker, Mr. Josiah Rogers, for Branford.

Mr. Nathaniel Hill, Mr. John Burgis, for Guilford.
Capt. Macock Ward, Capt. Ebenezer Cole, for Wallingford.
Capt. Samuel Hiccox, Capt. Jonathan Baldwin, for Waterbury.
Mr. Joseph Hull jun^{r}, for Derby.
[454] Colo. Gurdon Saltonstall, Mr. William Hilhouse, for New London.
Mr. Elisha Fitch, Capt. Elijah Backus, for Norwich.
Mr. Samuel Holden Parsons, Mr. John Lay 2d, for Lyme.
Mr. Charles Phelps, Colo. Henry Babcock, for Stonington.
Capt. Benadam Gallop, Mr. Simeon Avery, for Groton.
Mr. Theophilus Morgan, Capt. John Pierson, for Killingworth.
Capt. John Shipman, Maj^{r} John Murdock, for Saybrook.
Capt. Roger Sterry, Capt. Moses Tyler, for Preston.
Capt. David Burr, Mr. Thaddeus Burr, for Fairfield.
Colo. Thomas Fitch, Mr. Thomas Belden, for Norwalk.
Mr. James Potter, Mr. John Page, for New Fairfield.
Mr. Joseph Platt Cook, Capt. Daniel Taylor, for Danbury.
Mr. David Lyon, for Redding.
Mr. William Lee, Mr. Philip Burr Bradley, for Ridgefield.
Mr. Benjamin Weed, Maj^{r} David Waterbury, for Stamford.
Capt. Edward Brush, Capt. John Mead, for Greenwich.
Capt. Henry Glover, Mr. Richard Fairman, for Newtown.
Capt. Theophilus Nickols, Capt. Agur Tomlinson, for Stratford.
Mr. Nathaniel Wales jun^{r}, Mr. Samuel Gray, for Windham.
Maj^{r} William Williams, Capt. Joseph Trumbull, for Lebanon.
Colo. Ebenezer Williams, Mr. Thomas Williams, for Pomfrett.
Mr. John Curtiss, Mr. John Felch, for Canterbury.
Capt. John Douglass, Mr. Gideon Welles, for Plainfield.
Capt. Robert Dixon, Mr. Samuel Stewart, for Voluntown.
Mr. Ephraim Root, Capt. Ebenez^{r} Kingsberry, for Coventry.
Mr. Constant Southworth, Mr. Edmund Freeman, for Mansfield.
Capt. Benjamin Sumner, Capt. Benjamin Clark, for Ashford.
Capt. Nehemiah Lyon, Mr. Manassah Hosmer, for Woodstock.
Mr. Simon Learned, Mr. Silas Hutchins, for Killingly.
Colo. Ebenezer Marsh, Mr. Abraham Kilborn, for Litchfield.
Maj^{r} Bushnel Bostwick, Mr. Abel Hine, for New Milford.
Colo. John Williams, Capt. Thomas Pardee, for Sharon.
Mr. Elisha Swift, Mr. Ephraim Hubbel, for Kent.
Capt. Samuel Nash, Mr. Abraham Parmeley, for Goshen.
Maj^{r} Thomas Chittenden, Mr. Joshua Porter, for Salisbury.
Capt. Abijah Catlin, Capt. Daniel Catlin, for Harwinton.
Mr. Thomas Russell, Capt. Thomas Porter, for Cornwall.

Capt. Isaac Kellogg, Capt. Mathew Gillet, for New Hartford.
Capt. Samuel Forbes, Capt. Charles Burrel, for Canaan.
Mr. Daniel Sherman, Capt. Benjamin Stiles, for Woodberry.
Mr. John Cook, for Torrington.

Zebulon West, Esq^{r}, Speaker, } of the House of
Maj^{r} William Williams, Clerk, } Representatives.*

[455] *In the House of Representatives*, The Honorable Jonathan Trumbull, Esq^{r}, is elected Governor of this Colony until the general election in May, 1770, in the room of the late Honorable William Pitkin, Esq^{r}, last Governor of said Colony, deceased.†

In the Upper House, The Honorable Jonathan Trumbull, Esq^{r}, is elected Governor of this Colony until the general election in May, 1770, in the room of the late Honorable William Pitkin, Esq^{r}, last Governor of said Colony, deceased.

The Governor's oath appointed by the laws of this Colony, and the oath required by act of Parliament made and passed in the fourth year of the reign of his Majesty George the 3d, entituled An act for granting certain duties in the British Colonies and Plantations in America &c., were in due form and manner administred to the Honorable Jonathan Trumbull, Esq^{r}, now elected (by the Assembly) Governor of the Colony of Connecticut.

In the House of Representatives, Mathew Griswold, Esq^{r}, is elected Deputy Governor of this Colony until the general election in May, 1770, in the room of the Honorable Jonathan Trumbull, Esq^{r}, chosen Governor.

In the Upper House, Mathew Griswold, Esq^{r}, is elected

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* The following Resolution was passed by the Lower House at this session:

In the House of Representatives of the Colony of Connecticut, convened at New Haven, 2d Thursday of October, 9th George III, 1769.

Resolved, That this House do highly approve the conduct of the merchants of the Massachusetts Bay, Connecticut, New York, Pennsylvania, and all the other Colonies who, in these critical times, have made so noble a stand, to save the liberties of this country, by refusing to import several British manufactures, until the revenue laws are repealed; thereby sacrificing their private fortunes to the cause of liberty, from such truly patriotic views as ought to transmit their memories with distinguished honor to the latest posterity—and ordered, that the clerk of the House be directed to cause a copy of this resolve to be published in the several newspapers in this Colony.

Test, WILLIAM WILLIAMS, *Clerk*.
Conn. Courant, No. 255.

† Governor Pitkin died at his seat in East Hartford, after a short illness, at about 3 p. m. on Sunday, October 1st, 1769, in his 76th year. An obituary notice appeared in the *Courant* of the 9th. A funeral sermon by Rev. Eliphalet Williams was printed at Hartford, 1770, small 8vo. pp. 33.

Deputy Governor of this Colony until the general election in May, 1770, in the room of the Honorable Jonathan Trumbull, Esq^r, chosen Governor.

The Deputy Governor's oath appointed by the laws of this Colony was duly administred to the Honorable Mathew Griswold, Esq^r, now chosen (by the Assembly) Deputy Governor of the Colony of Connecticut.

In the House of Representatives, The Honorable Mathew Griswold, Esq^r, is chosen and appointed Chief Judge of the Superior Court over this Colony, until the sessions of this Assembly in May next, in the room of the Hon^ble Jonathan Trumbull, Esq^r, resigned.

And William Pitkin, Esq^r, is chosen and appointed one of the Judges of the Superior Courts over this Colony, until the session of this Assembly, in May next.

In the Upper House, The Honorable Mathew Griswold, Esq^r, is chosen and appointed Chief Judge of the Superior Court over this Colony, until the sessions of this Assembly in May next, in the room of the Hon^ble Jonathan Trumbull, Esq^r, resigned.

In the Upper House, William Pitkin, Esq^r, is chosen and appointed one of the Judges of the Superior Court over this Colony, until the sessions of this Assembly in May next.

An Act in Addition to and Alteration of the Statute of this Colony entituled An Act for restraining, correcting, suppressing and punishing Rogues, Vagabonds, Common Beggars, and other lewd, idle, dissolute, prophane and disorderly Persons, and for setting them to work.*

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That the several county courts in this Colony shall at their next session, either by adjournment or otherwise, nominate and appoint one or two able and discreet persons in the several county towns to be Overseers of the Work-Houses in the respective counties. And the said county courts shall order and direct such overseer or overseers as soon as may be to procure proper materials, to the amount of fifteen pounds, for each work-house, and shall deposit the same in some con- [456] venient and safe ‖ place, to be used and improved according to such rules and orders as shall from time to time be given by said courts respectively. And the said county courts, respectively, are hereby authorized to draw on the Colony Treasurer for the aforesaid sum, to enable the over-

* In the Revised Laws of 1750, page 204. There was an act with a similar title passed in Oct. 1727, which provided for one work-house, which was in Hartford. *Ante*, vol. vii, 127, viii, 505. Apparently there were no such houses in 1753, other than the county jails. Vol. x, 159, 206.

seers to procure the materials aforesaid, and shall from time to time give such orders for the regulating and governing such work-houses as they shall think proper, according to law.

And be it further enacted, That the said overseers shall from time to time order and direct the masters of the work-houses in the government and regulation as well as in the correcting and keeping to work such persons or persons as shall from time to time be sent to such work-houses, respectively, according to law.

And be it further enacted by the authority aforesaid, That any one Assistant and justice of the peace, or any two justices of the peace in the respective counties, shall have full power and authority, and they are hereby impowered, to send all rogues, vagabonds, sturdy beggars, and other lewd, idle, dissolute, prophane and disorderly persons, (that have no settlement in this Colony,) to such work-houses, and order them to be kept to hard labour, under the rules of said house, until released by order of law.

An Act in further Addition to An Act intituled An Act for the Forming and Regulating the Militia and for the Encouragement of Military Skill for the better Defence of this Colony.

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That the towns of Farmington, Harwinton and New Hartford shall be one entire regiment, distinguished and called by the name of the Fifteenth Regiment, and shall be under the same rules and orders and have the same powers, priviledges and advantages as other regiments in this Colony by law have.

This Assembly do appoint John Strong, Esq^{r}, Colonel of the fifteenth regiment in this Colony.

This Assembly do appoint Isaac Lee jun^{r}, Esq^{r}, Lieutenant Colonel of the fifteenth regiment in this Colony.

This Assembly do appoint Abijah Catlin, Esq^{r}, Major of the fifteenth regiment in this Colony.

Resolved by this Assembly, That John Ledyard, Elihu Chauncey, William Williams, David Burr, Samuel Holden Parsons, and Benjamin Stiles, Esq^{rs}, be and they are hereby reappointed Auditors of the public accounts of this Colony, with the same powers and authorities as was granted to the auditors of the public accounts by a resolve of this Assembly at the session in May last, and make their report therein to this Assembly at the session in May next.

This Assembly do establish Mr. David Beard to be Ensign of a company or trainband in the society of Ripton in the fourth regiment in this Colony.

This Assembly do establish Mr. Timothy Clark to be Lieutenant of the 2d company or trainband in the society of Southington.

This Assembly do establish Mr. Edmund Badger to be Lieutenant of the troop of horse in the 5th regiment in this Colony.

This Assembly do establish Mr. John Ripley to be Quarter-Master of the troop of horse in the 5th regiment in this Colony.

This Assembly do establish Mr. Ephraim Harrison to be Ensign of the 3d company or trainband in the town of Litchfield.

This Assembly do establish Mr. Ezra Tuttle to be Lieutenant of the 12th company or trainband in the second regiment in this Colony.

This Assembly do establish Mr. Noah Ives to be Ensign of the 12th company or trainband in the 2d regiment in this Colony.

[457] This Assembly do establish Mr. Ebenezer Backus to be Cornet of the troop of horse in the fifth regiment in this Colony.

This Assembly do establish Mr. Solomon Perkins to be Captain of the 2d company or trainband in the town of Groton.

This Assembly do establish Mr. James Perkins to be Lieutenant of the 2d company or trainband in the town of Groton.

This Assembly do establish Mr. Samuel Allyn to be Ensign of the second company or trainband in the town of Groton.

This Assembly do establish Mr. Ephraim Manning to be Lieutenant of the 15th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Mr. Charles Church Chandler to be Ensign of the 15th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Mr. Elijah Smith to be Captain of the 14th company or trainband in the sixth regiment of this Colony.

This Assembly do establish Mr. Daniel Arnold to be Ensign of the 14th company or trainband in the 6th regiment in this Colony.

This Assembly do establish Mr. Ebenezer Colborn to be Lieutenant of the 17th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Mr. Josiah Rogers to be Lieutenant of the company or trainband newly erected in Waterbury winter parish, so called.

This Assembly do establish Mr. John Alcock to be Ensign of the new erected company or trainband in the winter parish in Waterbury, so called.

This Assembly do establish Mr. John Gills to be Lieutenant of the 17th company or trainband in the 2d regiment in this Colony.

This Assembly do establish Mr. Elisha Booth to be Ensign of the 17th company or trainband in the second regiment in this Colony.

This Assembly do establish Mr. Josiah Phelps to be Ensign of the east company or trainband in the town of Harwinton.

This Assembly do establish Mr. Abraham Brinsmade to be Captain of the company or trainband in North Stratford in the 4th regiment in this Colony.

This Assembly do establish Mr. Robert Hawley to be Lieutenant of the company or trainband in North Stratford in the 4th regiment in this Colony.

This Assembly do establish Mr. Zachariah Coe to be Ensign of the company or trainband in North Stratford in the 4th regiment in this Colony.

This Assembly do establish Mr. Charles Taintor to be Captain of the 3d company or trainband in the 12th regiment in this Colony.

This Assembly do establish Mr. Daniel Pratt to be Lieutenant of the 3d company or trainband in the 12th regiment in this Colony.

This Assembly do establish Mr. Daniel Judd to be Ensign of the 3d company or trainband in the 12th regiment in this Colony.

This Assembly do establish Mr. James Potter to be Captain of the company or trainband in the north society in the town of New Fairfield.

This Assembly do establish Mr. Jonathan Calkin to be Captain of the 6th company or trainband in the town of New London.

[458] This Assembly do establish Mr. John Eliot to be Captain of the second company or trainband in the 7th regiment in this Colony.

This Assembly do establish Mr. Noah Fowler to be Lieutenant of the 2th company or trainband in the 7th regiment in this Colony.

This Assembly do establish Mr. Ebenezer Hopson to be Ensign of the 2d company or trainband in the 7th regiment in this Colony.

This Assembly do establish Mr. Benjamin Buel to be Captain of the 13th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Mr. Ebenezer Jones to be Lieutenant of the 13th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Mr. Abraham Burroughs jun^{r} to be Ensign of the 13th company or trainband in the 7th regiment in this Colony.

This Assembly do establish Mr. Ichabod Olmstead to be Captain of the first troop of horse in the 12th regiment in this Colony.

This Assembly do establish Mr. Nathaniel Chamberlin to be Cornet of the first troop of horse in the 12th regiment in this Colony.

This Assembly do establish Mr. Jabez Chapman jun^{r} to be Quarter-Master of the 1st troop of horse in the 12th regiment in this Colony.

This Assembly do establish Mr. Eliphalet Gillet to be Captain of the 6th company or trainband in the 2d regiment in this Colony.

This Assembly do establish Mr. Benjamin Peck to be Lieutenant of the 6th company or trainband in the 2d regiment in this Colony.

This Assembly do establish Mr. Nathaniel Smith to be Ensign of the 6th company or trainband in the 2d regiment in this Colony.

This Assembly do establish Mr. Dyer Throop to be Captain of the 8th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Mr. Amasai Loomiss to be Ensign of the first company or trainband in the town of East Windsor.

This Assembly do establish Mr. Eleazer Steel to be Ensign of the south company or trainband in the town of Tolland.

This Assembly do establish Mr. Joseph Smith jun^{r} to be Captain of the company or trainband in the society of Newbury in the 4th regiment in this Colony.

This Assembly do establish Mr. Amos Northrop to be Lieutenant of the company or trainband in the society of Newberry in the 4th regiment in this Colony.

This Assembly do establish Mr. Ezekiel Bradley to be En-

sign of the company or trainband in the society of Newberry in the 4th regiment in this Colony.

This Assembly do establish Mr. John Watkins to be Captain of the west company or trainband in the town of Harwinton.

This Assembly do establish Mr. Samuel Cook to be Lieutenant of the west company or trainband in the town of Harwinton.

This Assembly do establish Mr. Reuben Barber to be Ensign of the west company or trainband in the town of Harwinton.

[459] This Assembly do establish Mr. Charles Case to be Captain of the third company or trainband in the town of Symsbury.

This Assembly do establish Mr. Elisha Phelps to be Ensign of the third company or trainband in the town of Symsbury.

This Assembly do establish Mr. Noah Frisbie to be Lieutenant of the third company or trainband in the town of Woodberry.

This Assembly do establish Mr. Jabez Wooster to be Ensign of the third company or trainband in the town of Woodberry.

This Assembly do establish Mr. Jeremiah Kinsman to be Captain of the fourth company or trainband in the town of Norwich.

This Assembly do establish Mr. Ebenezer Bishop to be Lieutenant of the fourth company or trainband in the town of Norwich.

This Assembly do establish Mr. Benja. Burnum to be Ensign of the 4th company or trainband in the town of Norwich.

This Assembly do establish Mr. Hezekiah Griswold to be Lieutenant of the 5th company or trainband in the town of Windsor.

This Assembly do establish Mr. Jonathan Fish to be Captain of the 3d company or trainband in the town of Groton.

This Assembly do establish Mr. James Lamb to be Lieutenant of the third company or trainband in the town of Groton.

This Assembly do establish Mr. Hubbard Burrows jun^{r} to be Ensign of the third company or trainband in the town of Groton.

This Assembly do establish Mr. John Hubbard to be Ensign of the 9th company or trainband in the 7th regiment in this Colony.

This Assembly do establish Mr. Zealous Atkins to be Captain of the first company or trainband in the society of Southington in the town of Farmington.

This Assembly do establish Mr. Reuben Hart to be Lieutenant of the first company or trainband in the society of Southington in the town of Farmington.

This Assembly do establish Mr. Asa Bray to be Ensign of the first company or trainband in the society of Southington in the town of Farmington.

This Assembly do establish Mr. Jedidiah Huntington to be Ensign of the first company or trainband in the town of Norwich.

This Assembly do establish Mr. Nathaniel Cogswell to be Captain of the second company or trainband in the town of Preston.

This Assembly do establish Mr. Jonas Frink to be Lieutenant of the second company or trainband in the town of Preston.

This Assembly do establish Mr. Joseph Boardman to be Ensign of the second company or trainband in the town of Preston.

This Assembly do establish Mr. David Blakesly to be Captain of the new company or trainband in Northberry parish in the town of Waterbury.

This Assembly do establish Mr. Eliphalet Hartshorn to be Lieutenant of the new company or trainband in Northberry parish in the town of Waterbury.

This Assembly do establish Mr. Jude Blakesly to be Ensign of the new company or trainband in Northberry parish in the town of Waterbury.

[460] This Assembly do establish Mr. Epenetus Platt to be Lieutenant of the first company or trainband in the town of New Milford.

This Assembly do establish Mr. Benjamin Stone to be Ensign of the first company or trainband in the town of New Milford.

This Assembly do establish Mr. Gideon Hollibert to be Captain of the company or trainband in the society of Green's Farms in the 4th regiment in this Colony.

This Assembly do establish Mr. John Andrews to be Lieutenant of the company or trainband in the society of Green's Farms in the 4th regiment in this Colony.

This Assembly do establish Mr. Stephen Wakeman to be Ensign of the company or trainband in the society of Green's Farms in the 4th regiment in this Colony.

This Assembly do establish Mr. Lemuel Morehouse to be Lieutenant of the 2d or north company or trainband in the town of Ridgefield.

This Assembly do establish Mr. John Abbot to be Ensign of the 2d or north company or trainband in the town of Ridgefield.

This Assembly do establish Mr. John Deming to be Ensign of the 8th company or trainband in the town of Norwich.

This Assembly do establish Mr. Timothy Reynolds to be Ensign of the first company or trainband in the town of Greenwich.

This Assembly do establish Mr. John Abel to be Captain of the second company or trainband in the town of Norwich.

This Assembly do establish Mr. Elisha Edgerton to be Lieutenant of the second compæny or trainband in the town of Norwich.

This Assembly do establish Mr. Samuel Wheat to be Ensign of the second company or trainband in the town of Norwich.

This Assembly do establish Mr. Cornelius Cornwell to be Lieutenant of the 11th company or trainband in the 6th regiment in this Colony.

This Assembly do establish Mr. David Dowd to be Ensign of the 11th company or trainband in the 6th regiment in this Colony.

This Assembly do establish Mr. Simon Fobes to be Captain of the 19th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Mr. Enos Woodward to be Lieutenant of the 19th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Mr. Mathias Button to be Ensign of the 19th company or trainband in the 11th regiment in this Colony.

This Assembly do appoint Mr. Daniel Brown jun^{r} to be Captain of the 6th company or trainband in the town of Stonington.

This Assembly do establish Mr. Ichabod Palmer to be Lieutenant of the 6th company or trainband in the town of Stonington.

This Assembly do establish Mr. Thomas Holmes jun^{r} to be Ensign of the 6th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Mr. Timothy Stanly to be Lieutenant of the east company or trainband in the town of Goshen.

This Assembly do establish Mr. Medad Hill to be Ensign of the east company or trainband in the town of Goshen.

This Assembly do establish Mr. Stephen Ford to be Captain of the 17th company or trainband in the 2d regiment in this Colony.

[461] This Assembly do establish Mr. Eleazer Warner to be Ensign of the 13th company in the 7th regiment in this Colony.

This Assembly do establish Mr. Amos Wilson to be Lieutenant of the first company or trainband in the town of Torrington.

This Assembly do establish Mr. Mathew Grant to be Ensign of the first company or trainband in the town of Torrington.

This Assembly do establish Mr. Ezekiel Hays to be Captain of the troop of horse in the second regiment in this Colony.

This Assembly do establish Mr. Oliver Smith to be Captain of the first company or trainband in the town of Stonington.

This Assembly do establish Mr. Jonathan Hascall to be Ensign of the 12th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Mr. David Norton to be Lieutenant of the south company or trainband in the town of Goshen.

This Assembly do establish Mr. Elisha Thompson to be Ensign of the south company or trainband in the town of Goshen.

This Assembly do establish Mr. Jeremiah Tabor to be Captain of the fourth company or trainband in the town of New London.

This Assembly do establish Mr. Jabez Bebee to be Lieutenant of the fourth company or trainband in the town of New London.

This Assembly do establish Mr. Jonathan Crocker to be Ensign of the fourth company or trainband in the town of New London.

This Assembly do establish Mr. Enoch Lord to be Captain of the 3d company or trainband in the town of Lyme.

This Assembly do establish Mr. Jonathan Gillet to be Lieutenant of the 3d company or trainband in the town of Lyme.

This Assembly do establish Mr. Elihu Ely to be Ensign of the 3d company or trainband in the town of Lyme.

The Gentlemen nominated by the Votes of the Freemen to stand for Election in May next, as sent in to the General Assembly holden at New Haven on the 2d Thursday of October Anno Dom. 1769, are as follow, viz:

Hon^{ble} Jona. Trumbull, Esq^{r},	Abraham Davenport, Esq^{r},
Hon^{ble} Mathew Griswold, Esq^{r},	William Samuel Johnson, Esq^{r},
Hezekiah Huntington, Esq^{r},	Joseph Spencer, Esq^{r},
Shubael Conant, Esq^{r},	Hon^{ble} Thomas Fitch, Esq^{r},
Elisha Sheldon, Esq^{r},	Ebenezer Silliman, Esq^{r},
Eliphalet Dyer, Esq^{r},	John Chester, Esq^{r},
Jabez Huntington, Esq^{r},	Jabez Hamlin, Esq^{r},
William Pitkin, Esq^{r},	Capt. Zebulon West,
Roger Sherman, Esq^{r},	Capt. Oliver Wolcott,
Robert Walker, Esq^{r},	Colo. Nathan Whiting,

[462] The Sums Total of the Lists of the Polls and Rateable Estate in the several Towns in this Colony for the Year 1769, as returned to this Assembly, viz:

Hartford,	£42834	8	2	Tolland,	£13468	18	0
East Hadam,	26978	11	6	Symsbury,	28453	3	0
Hebron,	23568	15	0	Farmington,	58516	8	7
Windsor,	22662	6	6	Stafford,	9145	18	4
Colchester,	32122	18	0	Haddam,	15291	0	4
Wellington,	7380	2	8	Suffield,	19423	0	0
Glastonbury,	16701	15	8	Bolton,	9756	16	0
Enfield,	12315	16	0	Sommers,	8685	15	0
East Windsor,	26187	1	0	Chatham,	20440	0	0
Midletown,	40947	9	3	Weathersfield,	31971	9	7
New Haven,	64738	8	0½	Milford,	28101	0	0
Guilford,	34180	16	2	Durham,	11993	1	7
Waterbury,	33386	8	4	Derby,	17247	19	6
Branford,	22811	19	7	Wallingford,	49945	15	1
New London,	37382	18	6	Norwich,	64352	18	10¾
Lyme,	27200	1	3	Stonington,	36495	13	9
Groton,	27008	18	8	Preston,	24891	10	9
Killingworth,	20774	9	7	Saybrook,	25973	12	7
Fairfield,	49674	2	2	Stratford,	49826	0	0
Newtown,	21574	14	1	Ridgefield,	16913	8	2
Redding,	12897	1	10	Norwalk,	39203	11	0
New Fairfield,	11852	19	7	Danbury,	27240	10	4
Greenwich,	21363	17	1	Stamford,	31025	3	9
Windham,	30899	17	2	Lebanon,	40830	8	6
Pomfret,	25463	8	0	Plainfield,	14337	14	6
Mansfield,	20947	11	3	Coventry,	21148	8	0
Woodstock,	20400	0	0	Canterbury,	19738	2	9
Killingly,	26804	18	0	Voluntown,	12846	11	0
Ashford,	14984	16	4	Litchfield,	21541	15	6
New Milford,	25556	15	0	Tor'gton, (west,)	5700	0	0
Canaan,	13266	11	0	Salisbury,	16622	0	0

Kent,	16705	9	7	Harwinton,	6807	13	0
Sharon,	15913	9	6	New Hartford,	7260	10	0
Cornwell,	7300	0	0	Woodberry,	53025	18	10
Goshen,	10624	10	0				

Resolved by this Assembly, That the Hon^ble^ Jonathan Trumbull, Esq^r^, and Colo. George Wyllys be a committee to make diligent search after all deeds of conveyance relative to the title of the lands granted by the Crown to this Colony by the royal charter, and if not found in America, write to the Agent of this Colony in Great Britain to make diligent search for the aforesaid deeds, and also the grant to the Duke of York, Pensylvania, Massachusets Bay, Rhode Island, and in general all other grants that can affect us, and have them duly authenticated and transmit them to said committee, that they may be lodged in the Secretary's office, and make their report to the General Assembly as soon as it can be accomplished.

[463] This Assembly do appoint Mr. John Felch of Canterbury a Surveyor of Lands for the county of Windham, in the room of Mr. Gideon Cobb resigned.

Upon the petition of Abraham Pettibone, of Farmington in the county of Hartford, against Israel Wells and Abiah Wells of Symsbury in said county, minors, children and heirs of one Ezekiel Wells late of said Symsbury, deceased, preferred to this Assembly in May last, and therein representing that he, the said Abram, and the said minors on or about the month of July, 1764, were and have ever since been proprietors and owners, that is to say, the petitioner of one undivided half, and the said Israel and Abiah as tenants in common of the other undivided half of a certain grist-mill and saw-mill and the mill place on which the same stand, and dam and appurtenances, situate in said Symsbury, which they had alternately used &c.; that the petitioner had since at divers days and times at his own expence, in order to preserve his own as well as said minors' interest, expended large sums of money in and about the repairs of said mills, dams and appurtenances, which had become ruinous &c.; praying for a committee to adjust said accounts of his said expence &c., and that he might be reimbursed &c. And whereas this Assembly in May last appointed a committee to examine and adjust said account of said repairs and set out and apportion to the petitioner the whole or such part of said mills and appurtenances &c. as should be sufficient to satisfie him for the one-half of said disbursements &c., and to report &c., as per petition &c.; which report being now made and

accepted &c.: It is thereupon resolved, that the petitioner, his heirs and assigns, do have and hold, use, occupie and possess, the whole and every part of said saw-mill with the appurtenances thereof, in exclusion of all others, for and during the full term of seven years and six months from and after the first day of November, 1769, and take and receive all the profits thereof to himself; and that he, his heirs and assigns, during said term do maintain and keep in tenantable repair the said mills, dams and appurtenances, in the said proportions as he now holds and improves the same, that is to say, that the petitioner defray the expence of three fourth parts of the dam, and the whole of the expence of said saw-mill; and at the expiration of said term do deliver up to the said minors or to said guardian their part in said saw-mill &c.; and that the improvement of such part of said minors' interest in said saw-mill as aforesaid be a full satisfaction to the petitioner for what he hath expended and laid out for them in repairing said mills.

Upon the memorial of Oliver Wolcott, of Litchfield in Litchfield county, Esq^{r}, shewing to this Assembly that in the year 1764, he was appointed administrator on the estate of Friend Grant late of said Litchfield, deceased; that soon after the whole estate of the said Grant, both real and personal, was appraised and an inventory thereof taken and exhibited to the court of probate in and for the district of Litchfield and approved in due form of law, by which it appeared that said estate at that time was solvent and more than sufficient to pay all the debts due therefrom, including the credits thereof, but that the said Grant sometime in March, 1764, being then in full life. became jointly bound with one Asa Hopkins late of said Litchfield, deceased, being then also in full life, to Nathaniel Hazzard of the Province of New York, for the sole debt of the said Asa, for more than six hundred pounds, lawful money, on interest, which still remains unpaid, and that the said Asa sometime in the year 1766, died seised of a very large estate in lands, but that since the death of the said Asa the deed by which he held the greater part of his said lands was by this Assembly at their sessions in May, A.D. 1767, vacated and made null and void, by means of which the estate of the said Asa became deeply insolvent and not sufficient to pay the debts due to this Colony and the charge of settling the same, and that thereby the estate of the said Grant became lyable to pay the whole debt due to said Hazzard as aforesaid, and that the real estate of the said Grant was appraised very

high and has since the apprizal thereof very much sunk and depreciated in value, by means whereof the estate of the said Grant, which at first was solvent, has without any fault in said administrator, and in such manner that it was impossible for him to foresee or any ways prevent, now become insolvent; and that before the vacating said deed as aforesaid, and while said estate appeared to be solvent, he had paid off sundry small debts in full, which cannot now be recovered back by reason of the insolvency of some of those to whom said payments were made &c.; praying for relief in the premises; upon which said memorial a committee was by this Assembly in May last appointed to examine into the matters referred to in said memorial and their report to make of what they should find in the premises; who having made their report, in which they found the whole facts above mentioned, which said report being accepted: Whereupon it is resolved by this Assembly, that said administrator have [464] liberty || and he is hereby authorized and impowered, in such reasonable time and manner as he shall think most prudent, for the benefit of the creditors, to sell and dispose of the whole of the real estate of the said Grant and to make return thereof to the court of probate in and for the district of Litchfield aforesaid, and thereupon to represent said estate insolvent, and to proceed thereon accordingly. And said administrator is also hereby impowered to recover back of the several creditors who have been paid off in full as aforesaid, what they have respectively received over and above their equal proportion of said estate upon a just and true average of the same to be made upon the net proceeds and avails thereof upon such sale as aforesaid, where such creditors are of ability to pay the same, and to be acountable for the whole estate of the said Grant both real and personal that either has or shall come to the hands of said administrator, exclusive of what said estate, upon the sale thereof as aforesaid, shall fall short of the inventory thereof, and also exclusive of what cannot be recovered of those creditors who have heretofore received their full demands as aforesaid, by reason of their inability and insolvency; each of which defalcations to be allowed by the court of probate in and for the district of Litchfield, who is hereby directed and impowered to admit and allow the same accordingly, as also the whole cost and charge relative to the administration upon and settlement of said estate.

Whereas upon the memorial of the inhabitants of Newtown, preferred to this Assembly in May, 1768, representing that a

highway was very much needed from said Newtown to the Narrows at Derby, praying for the interposition of this Assembly to get such highway laid open &c., upon which a committee was appointed and made their report in favour of such way, and thereupon a committee was appointed in May last to lay out and ascertain such highway in the place and places in said former report mentioned, which last committee have now made their report of their having laid out such highway and estimated the damages to the several persons through whose lands they laid the same, which report is accepted in manner and form as by the files and records of this Assembly may appear: It is thereupon resolved and ordered by this Assembly, that there be and remain an open highway for public and common use as follows, *viz:* beginning at Newtown, thence to run along the highway leading from Newtown to Stratford down to Potatuck Brook, then turning out of said old highway southeasterly and running in a highway lately laid down to and across the Pine Swamp to a heap of stones erected by the southeasterly side of said swamp and at the southwesterly side of said late highway across the said swamp and so as to comport with the same, and from said heap of stones running east 16 degrees south 40 rods to a chestnut spire marked and stones put to it, then E. 43 d. south 53 rods to a heap of stones near Stratford line, then E. 46 d. S. 34 R. 6 links to a heap of stones, then E. 15 d. S. 36 R. to a heap of stones, then S. 42 d. E. 13 R. to a white-oak tree, then E. 12 d. S. 23 R. to two white-oak spires with a stone put between them, then E. 34 d. S. 48 Rds. to a white-oak tree with stones put to it, then E. 26 d. north 45 rods to a white-oak tree, then E. 54 R. to a white-oak pole marked and stones put to it, then E. 16 d. north 25 R. to a rock with stones on it, then north 40 d. E. 12 R. to a rock with stones on it, then E. 35 d. S. 60 R. to a crotched white-oak tree of three parts and a stone put in the crotch, then E. 10 d. S. 40 R. to a heap of stones, then east 30 d. S. 21 Rds. to a heap of stones about three rods west of Turkey-Roost Brook, then E. 15 d. N. 17 R. to a certain bush with stones put to it, then E. 13½ S. 40 R. to a rock with stones on it, then E. 36 d. S. 50 R. to a rock with stones on it by a white-oak tree, then E. 8½ d. S. 14 R. to a rock with stones on it, then E. 25 d. S. 20 R. to the great rock in the highway with stones on it, then E. 24 d. S. 6 R. to a heap of stones, then E. 10 d. N. 9 rods to a heap of stones, then E. 28 d. N. 12 R. to a white-oak tree marked and stones put to it, then E. 8 d. S. 10 R. to a heap of stones, then E. 14 d. S. 60 R. to a heap

of stones, thence E. 9 d. S. 18 R. to a white-oak spire marked and stones to it, thence E. 40 d. S. 10 R. to a heap of stones, then S. 11½ d. E. 40 R. to a heap of stones, then S. 25 d. E. 12 R. to a heap of stones, then E. 11 d. S. 8 R. to a great chestnut tree, then E. 31 d. S. 22 R. to a heap of stones, then E. 47 d. S. 16 R. to a heap of stones, then E. 26 d. S. 20 [465] rods || to a white-oak spire with stones put to it, then S. 37 d. E. 12 R. to a heap of stones, then E. 34 d. S. 5 R. to a heap of stones, then E. 3 d. N. 42 R. to a heap of stones, then S. 40 d. E. 18 R. to a white-oak tree and stones put to it, then E. 5 d. S. 20 R. to a heap of stones by the Boys Half Way River, then E. 5½ d. S. 12½ R. to a crotched walnut tree with a stone put in the crotch, then E. 36 d. N. 36 R. to a walnut spire with stones put to it, then E. 26 d. N. 77 R. to a red-oak pole where it intersects the highway or old road, so called, at the north end of Barn Hill, then E. 15 d. N. 41 R. in said old road to a maple tree, then E. 32 d. N. 8 rods to a heap of stones on a small rock by the north side of said road, then E. 38 d. S. 33 R. to a heap of stones, then S. 34 d. E. 16 R. to a heap of stones, then S. 22 d. E. 12 R. to a heap of stones, then S. 40 d. E. 9 R. to a maple tree, then S. 22 d. E. 13 R. to a heap of stones, then E. 27 d. S. 3 R. to a white-oak tree marked and stones to it, then E. 19 d. N. 41 R. to a maple tree, then E. 43 d. N. 44 R. to a heap of stones, then E. 18 d. S. 31 R. to a heap of stones; all the above and foregoing lines being drawn for the southwesterly, southerly and southeasterly sides of said highway, which is laid three rods in width, extending northerly, northeasterly &c. from said lines; then continuing along in said old road by Zachary Tomlinson's house to Thaddeus Shelton's lot on the easterly side of said road, called Dunlap's land, then turning into said lot at a heap of stones in said lot about four rods north of the bars, thence running E. 15 d. S. 26 R. to a heap of stones, then E. 14 R. to a heap of stones, thence E. 15 d. N. 14 R. to a heap of stones being the old highway bounds a rod north of a white-oak tree, then E. 45 R. to a heap of stones, then E. 15 d. S. 20 R. to a heap of stones, then S. 35 d. E. 6 R., then S. 19 d. E. 10 R. to a heap of stones by the fence side on the westerly side of Edmund Leavinsworth's meadow; the above described lines from the said heap of stones in Thaddeus Shelton's lot four rods north of bars to said heap of stones by Leavinsworth's meadow were drawn for the northeasterly side of said highway, and to extend four rods in width southwestwardly therefrom; then continuing in said old road down to Samuel Shelton's home lot, then turning

northeasterly into said lot at a heap of stones by the west side of the bars at the southeast corner of the meadow lot east of the house, thence E. 8 d. north 41 rods to the westerly end of a stone wall on the southerly side of said lot; the line run on Samuel Shelton's lot for the northerly side of said highway, and to extend four rods in width southerly therefrom; then easterly crossing the old highway to a heap of stones in the northerly line of Elnathan Curtiss's land about four rods west of a brook, thence E. 5 d. N. 28 rods to a heap of stones, then E. 21 d. N. ten rods to a heap of stones, then E. 43 d. N. 25 rods to a heap of stones by the old highway; the above described lines on Elnathan Curtis's land for the southerly side of said highway, and to extend four rods in width northerly therefrom; and from thence in said old highway to said Derby Ferry.

And it is further ordered, That the inhabitants of the town of Newtown pay to Robert Walker, Esq^{r}, for lands taken from him by the laying out said road lying within the bounds of said town of Newtown, as apprized by said committee, the sum of two pounds three shillings and nine pence; and that the inhabitants of the said town of Stratford pay to the several persons hereinafter mentioned the several and respective sums following, according to the estimate and apprizal of said committee, for lands taken from them lying in the said town of Stratford: that is to say,

To the said Robert Walker, Esq^{r}, the sum of	£2	10	0
To the heirs of Capt. Hawley,	0	12	0
To Ephraim Hurd,	2	8	0
To the heirs of Elisha Blagg,	6	0	0
To Joseph Bostwick,	5	10	0
To David Wells,	5	0	0
To David Wilcox,	5	10	0
To Samuel Shelton,	7	10	0
To Deacon Moses Wheeler and Ephraim Judson,	6	3	9
To John Beach,	12	0	0
To Barlow,	3	0	0
To Deacon Moses Wheeler,	6	0	0
To Robert Basset,	8	0	0
To John Wilcox,	3	10	0
To Thaddeus Shelton,	5	0	0
And to Elnathan Curtiss,	7	10	0

And it is further ordered, That the said town of Stratford pay to the said town of Newtown, for and towards their expences in and about the surveying and laying out the said road, the sum of £23 11*s*. 4½*d*. all lawful money, and that

execution go forth accordingly. *Execution granted Nov. 3d, 1769, for cost.*

Whereas upon the petition of James Dean, of Plainfield in the county of Windham, against Joseph Park, of Voluntown in said county, preferred to this Assembly in May last, therein representing that he had received of said Park the sum of eighty-five pounds, lawful money, and executed a deed to said Park of about sixty acres of land, part of his farm or home-lot, as a pledge or security for the payment of [466] said monies with interest &c., ‖ and that he had paid a part of said sum, and offered and tendered to pay the residue, but that said Parke refused to reconvey said land &c., as per petition on file; said Assembly in May last appointed Joshua West, John Curtiss and Samuel Gray, Esq^{rs}, a committee to call before them the parties in said petition and enquire and find out and ascertain the true and equitable sum due from said Dean to the said Park &c., and make report &c. to this Assembly &c. And whereas said committee have fully enquired &c. and made report to this Assembly that there is justly due from said Dean to said Park the sum of £72 19*s.* 11*d.* lawful money, and no more, to compleat the redemption money for which said land was pledged and deeded to said Park as aforesaid, and that there is also due from said Dean to said Parke on account of their other trade and deal between them the further sum of seven pounds and one shilling and no more, amounting in the whole to eighty pounds and eleven pence, lawful money, as per said report on file, which report is accepted and the same is hereby approved and accepted by this Assembly: And thereupon it is further resolved by this Assembly, and this Assembly do decree and order, that upon the said James Dean, the petitioner, paying unto the said Joseph Park, the petitionee, the aforesaid sum of £80 0*s.* 11*d.* in lawful money or bills of credit of this Colony, that the said Joseph Park shall and do on or before the first day of April next, by a good and ample deed of release by him well and duly executed in due form of law, release and reconvey to said Dean all his, said Park's, right, title and interest in and unto said land pledged to him as aforesaid, and also in and unto any lands which were in him from said Dean by virtue of the judgment for the surrendery of said land and execution in favour of said Park against said Dean thereon levyed on said land and all proceedings thereon as mentioned in said petition, or in default thereof he, the said Park, shall pay and satisfie unto said Dean the sum of five hundred pounds, lawful money.

Upon the petition of John Gillet of Hebron, against Ebenezer Gillet of Lebanon, Joshua Chandler, Esq^{r}, of New Haven, and Benjamin Kissam, Esq^{r}, and others of New York, executors of the last will and testament of Nathaniel Hassard late of said New York, deceased, representing that the said Ebenezer Gillet having been security for the petitioner's son, John Gillet jun^{r}, to the said Nathaniel Hassard for a large sum had been exposed to pay the same, and for his indemnification therein had obtained a judgment at law against the petitioner for a sum equal to the sum recovered against him, the said Ebenezer &c., by the said Hassard; further representing that sundry payments had been made to the said Hassard and to the said Chandler as his attorney, which by mistake had not been allowed in favour of said John jun^{r} and his security by the said Hassard; praying to have the same look'd into and the sums of such payments, if any shall be discovered, to be allowed and abated from said judgment recovered against said John jun^{r} &c., and the same to be abated from the sum of the judgment recovered by the said Ebenezer against the petitioner, as by the petition on file: Resolved by this Assembly, that John Chester, Erastus Wolcott and Jonathan Wells, Esq^{rs}, be and they are hereby appointed a committee, with full power to enquire by the oaths of the parties and otherwise as they shall judge necessary and proper, into the several matters and things set forth and alledged in his petition, so far as they relate to the said judgment obtained by the said Hassard against the said John jun^{r}, Ebenezer &c. No enquiry or steps to be taken respecting the judgment obtained by the said Ebenezer against the petitioner, or any payments thereon or relating thereto. And their report to make to this Assembly at their present or next session. And it is further ordered, that the petition so far as it respects the petitioner and the said Ebenezer be further continued to the next sessions of this Assembly, the petitioner to give sufficient bond before the committee for the costs which may be incurred in the premises.

Upon the petition of John Grigg of Greenwich, *vs.* Mary Austin of the same Greenwich, representing that the petitioner had taken of her, the said Mary, two certain deeds of mortgage, the one dated September 17th, 1757, the other dated December 7th, 1757, of certain parcels of land therein mentioned and described, which she, the said Mary, had ever since held and used, and also on the credit of said mortgages the petitioner and company had lent her, the said Mary, further sums of money and secured the same by a bond of

about eighty pounds, New York money, the property of which had vested in the petitioner, and also that in Nov^r, 1762, he had taken her note for the further sum of one hundred pounds, New York money, and had recovered judgment [467] || on the same bond and note; further shewing that he had received a large sum in sundry articles of her, the said Mary, towards payment of the interest and principal of said bond, note and mortgages, for which said Mary has commenced a suit at law against the petitioner &c.; praying for a committee to adjust the said articles, and the sums due to the petitioner upon the whole of the dealings between the parties, and to have so much of said mortgaged premises set off to the petitioner as shall be sufficient to pay the same, and the petitionee to be foreclosed of her equity of redeeming the same; the residue of said lands, if any, to be returned to her &c., as per petition on file: Resolved by this Assembly, that John Chester, Jabez Hamlin and Elihu Chauncey, Esq^rs, be and they are hereby appointed a committee with full power to enquire into the accounts and matters in said petition mentioned, and adjust the same, calling before them and enquiring by the oaths of the parties and otherwise as they shall find needful, and to estimate and value the several parcels of land in said mortgages mentioned, and their report thereof to make to this Assembly in May next, and what sum they shall find justly due to the petitioner from said Mary upon the whole of said dealings, and what part of said lands in particular ought to be returned to said Mary, if any, and all other matters and things in said petition alledged.

Upon the petition of David Crisse of Waterbury, against George Nickols and Daniel Benedict of the same Waterbury, representing that the said George Nickols had in an undue manner obtained and gotten from the petitioner his house and lands in said Waterbury by artful and oppressive means, in the conduct of a cause between one Jonathan Wright and the petitioner, and sold the same premises to the said Benedict; praying to be restored to his said possession &c., as per petition on file: Resolved by this Assembly, that Thomas Darling, Nathan Whiting and Benjamin Stiles, Esq^rs, be and they are hereby appointed a committee with full power to enquire into the several matters and things set forth and alledged in said petition, and their report make of what they shall find with their opinion thereon to this Assembly in May next.

Upon the petition of Odiah Loomiss and Sarah his wife, both of Windsor in the county of Hartford Isaac Wyman

and Sarah his wife, both of Keen in the Province of New Hampshire, Samuel Wells, John Wells and Elijah Wells, all of Deerfield in the county of Hampshire and Province of the Massachusets Bay, Thomas Wells, Aaron Phelps and Susannah Phelps his wife, all of said Windsor, representing to this Assembly that their ancestor, John Cook late of said Windsor, deceased, in his life time conveyed a large tract of land in Symsbury by deed dated 21st day of July, 1732, for the security of the sum of £440 0*s.* 0*d.* old tenour money, then due to William Thrall late of said Windsor, deceased, ancestor of the petitionees, and took a bond for reconveyance of said land &c., which land has been long possessed and improved by the petitionees and their ancestors, and the rents thereof received; praying for a committee to enquire and report, as by the petition on file may at large appear: Resolved by this Assembly, that Seth Wetmore, John Pitkin and Thomas Darling, Esq^rs, be and they are hereby appointed a committee with full power to examine the several matters and things in said petition contained and referred to, and to make their report of what they shall find in the premises with their opinion thereon to the General Assembly at their sessions at Hartford in May next.

Upon the petition of Jonathan Metcalf, William Metcalf, Samuel Huntington, Hannah Huntington his wife, and John Huntington, all of Lebanon in Windham county, Peter Pratt late of Sharon now of Phillips's Patent in the Province of New York, against Zebulon Babcock of Sharon and Benajah Geer of Coventry, representing that said Babcock bro't his action against said Geer and recovered final judgment against him for about sixty-six acres of land, with damages and cost, before the superior court held at Windham, September term, A.D. 1759; that said Geer had brought his action against the petitioners and recovered judgment thereon at the superior court held at said Windham, March term, 1769, for £177 12*s.* 10*d.* damages and cost of suit, which action of said Geer was commenced against your petitioners on covenant, alledging therein that the petitioners had sold said land to one Daniel Church, and that said Church had sold the same to said Geer with covenants of seisin and warranty &c. The petitioners also further representing that said Geer took possession not only of the land in said deed contained but also extended his possession further eastward upon the land of the said Babcock, and that there being no rule given to sever the land in the tryal, the said Babcock recovered the whole, and the petitioners were estopped in their tryal with

[468] said Geer to give their title in || evidence and were condemned in damages, when at the same time they had a good title to the land by them sold, and have now discovered new evidence to evince the same could they have a day in court &c.; praying for relief &c., as per petition on file: Resolved by this Assembly, that the petitioners have liberty and they are hereby enabled and fully impowered in their own names as vouchees to the said Geer, to move for a new tryal in the original action aforesaid between said Babcock and said Geer, as to all the land in their said deed contained, at the superior court next to be held at said Windham on the 3d Tuesday of March next, and the exhibiting a copy of their said petition and this act of Assembly in said court shall be a sufficient notice to said Babcock and enable the petitioners to prosecute their said motion for a new tryal before said superior court, and said superior court are hereby authorized and fully impowered to take cognizance of such motion for a new tryal and hear and determine the same as though the same was brought by the said Geer. And if a new tryal thereon shall be granted by said court, the petitioners are also hereby enabled and fully impowered in their own names as vouchees to said Geer as aforesaid, to defend and pursue the same to final judgment as to all the land in their said deed contained, as fully and amply as the said Geer could or might have done in said original action. And that the execution obtained by said Geer against the petitioners be stayed in the mean time.

Upon the petition of Jonathan Ashley against Jonathan Seymour &c., John Chester, John Pitkin and Thomas Hosmer, Esq[rs], were appointed a committee by this Assembly in May last, to hear, examine and report &c., and said commission not having been executed nor any report made: Resolved by this Assembly, that said petition be continued, and that said John Chester, John Pitkin, Thomas Hosmer, Esq[rs], be a committee on said petition with all the powers &c., given them in said former resolve of Assembly, to hear said petition and make report to this or the next Assembly.

Whereas Erastus Wolcott, Benjamin Payne and Richard Alsop, Esq[rs], were by this Assembly at their sessions in May last appointed a committee upon the petition of Solomon Wadhams *vs.* Ralph Isaacs, complaining of fraud and oppression in certain dealings heretofore had between the parties, and to enquire into all the facts mentioned and referred to in said petition, and their report to make in the premises &c. to this Assembly at their present sessions; and not being able

fully to accomplish said business: The abovenamed Erastus Wolcott, Benjamin Payne and Richard Alsop, Esq[rs], are therefore hereby reappointed a committee in said case, with the same power and authority as before, and to make their report in the premises to this Assembly at their sessions in May next.

The further consideration of the petition of Nathaniel Harrison of Branford, against Joshua Chandler, Esq[r], of New Haven, and others, is referred to the sessions of this Assembly in May next; and the committee appointed on said petition are hereby reappointed, and their powers and authorities continued and extended to the session of said Assembly in May next.

The further consideration of the petition of William Pitkin Esq[r], *vs.* Seth Wetmore, Esq[r], preferred to the Assembly in May, 1768, and continued to this Assembly, is with the powers of the committee therein appointed continued to the General Assembly in May next.

On the petition of Edward Parker jun[r] of Wallingford, against Zebadiah Brown of Rye in the county of West Chester and Province of New York, shewing to this Assembly that Jonathan Brown, father of said Zebadiah, late of said Rye, deceased, obtained a deed of a small house and barn and about twelve acres of land in said Wallingford for a duty that was discharged, which land was conveyed by said Jonathan to said Zebadiah &c.; praying for relief, as per petition on file: Resolved by this Assembly, that Nathan Whiting, James Wadsworth jun[r] and Benja. Payne, Esq[rs], be and they are hereby appointed a committee with full power and authority to examine into the matters aforesaid with all circumstances relative thereto, and make report thereof with their opinion thereon unto the General Assembly in May next.

Upon the petition of John Harpin of Milford, against Oliver Delancy and others of New York, preferred to this Assembly in October, 1766, and from thence by divers continuances to this time: Resolved, that the further consideration of the said petition and the report thereon made be referred to the sessions of this Assembly in May next.

[469] Upon the memorial of Philip Mortimer and others, inhabitants of Middletown, representing that the fishery for small fish in the rivulet in said Middletown called the Ferry River, under proper regulations would be a great and valuable interest to the inhabitants of said town, which is

now in a great measure lost by reason of sundry persons sweeping said river with small seins and other fish-nets in the spring season, and thereby taking and destroying the fish before they have laid their spawn; praying the same may be regulated, as per memorial on file: Resolved by this Assembly, that the inhabitants of the said Midletown in town meeting assembled are hereby fully impowered and authorized to regulate the said fishery by such rules and orders as shall be voted and agreed in said meetings, and to enforce the performance of their said rules and orders under such reasonable penalties as shall be agreed in said meeting, not exceeding two pounds, lawful money, for any one offence.

Upon the memorial of Isaac Hall and others, members of the society of Meriden, representing to this Assembly their grievances relative to the settlement of Mr. John Hubbard in said society, praying to be discharged of any rates laid for his settlement and support: Resolved by this Assembly, that such of the memorialists and such other members of said society as shall before the expiration of six months from the rising of this Assembly enter their names with the town-clerk in said Wallingford shall be and they are hereby freed, exempted, and discharged from paying any and all rates laid and imposed or to be laid in said society for the purpose of defraying the expences of the settlement and support of said Mr. Hubbard in said society; and all such persons so entering their names are hereby declared to be excluded from the liberty of voting in the public society meetings relative to the settlement of the said Mr. Hubbard and supporting him in said society; and the said persons are hereby allowed and impowered to tax themselves for the purpose of maintaining the gospel among themselves, and have liberty to meet and attend the public worship among themselves in said society during the pleasure of this Assembly.

Upon the memorial of Stephen Frost, Robert Herrick, Ebenezer Goodell, Simon Fobes and others, inhabitants of the first society in the town of Canterbury situate in the west part of said society, shewing to this Assembly their great distance from the established place of public worship in said society, whereby they and their numerous families are very unable to attend the same; also shewing to this Assembly the vote of said society signifying their consent to have the same equally divided into two distinct ecclesiastical societies by a north and south line parallel with the line dividing between the towns of Windham and Canterbury at the center of the said first society ascertained by a late survey made by

Seth Payne, county surveyor, and approved by said society; praying this Assembly to make and constitute the memorialist &c. situate on the west side of said north and south line a distinct ecclesiastical society according to the form and effect of said vote and to be invested with all the rights and priviledges to such societies appertaining, (excepting such inhabitants as by law are exempted from contributing to the support of the established ministry:) It is resolved by this Assembly, that the inhabitants living within the limits aforesaid (excepting as before excepted) shall be and they are hereby made, erected and constituted a distinct ecclesiastical society, endowed with all the powers, priviledges and immunities usually belonging to ecclesiastical societies in this Colony, and shall be known and called by the name of Westminster.

Upon the memorial of Amos Wilcox junr &c., inhabitants in Symsbury and Barkhampstead, shewing to this Assembly that they are situated so far distant from any place established by law for public worship that they cannot conveniently attend, and praying that they may have liberty to set up and have preaching six months in a year amongst themselves and be enabled to tax themselves therefor, and to be exempted from paying for preaching at other societies &c., as per memorial on file: Resolved by this Assembly, that the memorialists &c. living within the bounds hereafter mentioned, *viz:* beginning at the northeast corner of West Symsbury society, from thence northwardly to Horskins Mill, so called, from thence northwesterly to the east end of the third half-mile tier of lots east from Kimberly's line, from thence north-northeast to the southeast corner of the township of Hartland, then to turn west-northwest across three half-mile tiers of lots in said Symsbury to said south- [470] east corner of said Hartland and northeast corner of ‖ Barkhempstead, from thence westerly by said Hartland south line to the top of the mountain next east of the east branch of the river in Barkhempstead, from thence southerly until it comes to New Hartford north line, from thence easterly to Kimberly's line, from thence northwardly on said Kimberly's line to the northwest corner of West Symsbury society bounds, from thence eastwardly on said West Symsbury society north line to the first-mentioned bounds, be and the memorialists inhabitants &c. in the bounds aforesaid are hereby constituted into a society by themselves, and have liberty to have preaching among them six months in the ensuing year at such season as they shall think proper; and

the memorialists are hereby enabled to tax themselves for that purpose; and the memorialists are exempted from paying taxes to any other societies for preaching in the meantime.

Upon the motion and desire of the Hon[bl]e Mathew Griswold, Esq[r], and Hez. Huntington, Esq[r], two of the overseers of the Mohegan Indians, to be released from that service, as also on the memorial of Isaiah Uncas, sachem, and others of said Mohegan Indians, praying for an additional number of overseers to be appointed for said Indians, as per memorial on file: It is resolved by this Assembly, that the said Mathew Griswold and Hez. Huntington, Esq[rs], be and they are hereby released and discharged from said service of overseers as aforesaid. And it is also further resolved by this Assembly, that Daniel Coit and William Hilhouse, Esq[rs], and Capt. Titus Hurlburt, all of said New London, be and they are hereby constituted and appointed Overseers of said Mohegan Indians, to joyn with Pygan Adams, Esq[r], heretofore appointed one of the overseers of said Mohegan Indians, with the same powers and directions as were given to said former overseers.

Upon the memorial of the President and Fellows of Yale College in Newhaven, shewing to this Assembly that after faithfully applying the monies of Yale College they have been able to collect in the year past, they find themselves involved in debt £226 11*s*. 11*d*. which they have no way of discharging &c.; praying this Assembly to enable them to support the college so as to advance the designs of it &c., as per memorial on file: This Assembly grants to the memorialists the sum of eighty-three pounds four shillings and eleven pence, to be paid by the naval officer for the port of New Haven out of the impost duties on rum by him collected, or so much thereof as he shall have money arising by said duties. And if he shall not have sufficient in his hands to pay the whole, that then the remainder of said sum shall be paid by the naval officer for the port of New London out of the impost duties by him collected. And said naval officer or officers are hereby ordered to pay the same to the treasurer of said college, to be improved for payment of such part of said balance due as aforesaid.

Upon the memorial of Nehemiah Eastabrook, Samuel Stetson and Samuel Gurley, selectmen of the town of Mansfield, representing to this Assembly that one bill of abatement signed by the civil authority and selectmen of said Mansfield, directing the Treasurer of the Colony to abate to

Mr. William Hall, collector of the Colony rate in said town for the year 1763, the sum of £12 3*s.* 7½*d.*, and also another bill of abatement signed as aforesaid and directed as aforesaid to the Treasurer to abate to the said Hall, collector as aforesaid for the year 1765, the sum of £3 15*s.* 2*d.*, and that said Hall had failed of exhibiting said bills of abatement to the Auditors of the Colony accounts within the time limited by this Assembly for acceptance, *viz:* before the first day of September last, althô the same had been timely delivered to said Hall for that purpose; praying this Assembly that said bills of abatement may be allowed in abatement of said rates, as per memorial on file: Resolved by this Assembly, that said bills of abatement may be offered in abatement of said rates and shall be considered in the same manner as if the same had been exhibited within said limited time; said limitation notwithstanding.

Upon the memorial of Joseph Wadsworth of Windsor, shewing to this Assembly that Thomas Marks mortgaged to this Colony two hundred and twenty-two acres and one-half of land for security of £222 10*s.* 0*d.* old tenour &c., and that the memorialist's father had by purchase and by act of Assembly the right of redemption of one-half of said land, and that in A.D. 1758, the Colony sold said lands and took the whole benefit thereof to themselves; praying for a committee &c., as per memorial; on which memorial John Ledyard and John Pitkin, Esq[rs], report that the half of the mortgaged premises was sold by this Colony in A.D. 1758, for the sum of £35 18*s.* 3*d.* more than one-half of said debt due to this Colony, and that said sum of £35 18*s.* 3*d.* lawful money, in A.D. 1758 was equitably due from the Colony to the memorialist; which report is accepted by this Assembly: Whereupon it is resolved by this Assembly, that the memorialist receive out of the treasury of this Colony the sum of thirty-five pounds eighteen shillings and three pence, lawful money; and the Treasurer is hereby ordered and directed to pay said sum to the memorialist.

[471] Upon the memorial of Timothy Peck of Newhaven, representing to this Assembly that in the year 1765,* William Bishop, Elijah Thomas and Timothy Peck jun[r], having been in the service of the Colony and returning home from said service and happened in at a house a little above Albany belonging to one William Rogers, which house being burnt by accident said Rogers caused said Peck jun[r] and the others

*So in the record, but should be 1756. *War*, X, 290.

to be arrested and put into gaol in Albany, and that afterwards Messrs. Eliphalet Beecher of New Haven and Asahel Strong of Colchester, in compassion to said persons arrested and to their cruel treatment, procured Volkert A. Dowe, Esq^r, to be special bail for them, and gave said Dowe their indemnifying bond, and that large expences arising on said actions said Dowe was obliged to pay £13 1*s*. 0*d*. New York money, and has ordered his bond against said Beecher to be put in suit, who demands said sum against said Peck, the memorialist, who must necessarily pay the same, said Bishop dying insolvent &c.; praying relief and that a committee might be appointed to examine into said matters and report thereon, &c., as per memorial on file: Resolved by this Assembly, that Seth Wetmore, Erastus Wolcott and Elihu Chauncey, Esq^rs, be appointed a committee to enquire and examine into the matters alledged and referred to in the memorial and make report of what they shall find with their opinion &c. to this or the next General Assembly.

Upon the memorial of Timothy Peck of Newhaven, representing to this Assembly that he had been at great expence for his son who was in the service of the Colony in the year 1756, and was arrested at the suit of one William Rogers for burning an house of which his said son was innocent; praying relief &c.: Resolved by this Assembly, that said Timothy Peck receive out of the Colony Treasury the sum of thirty-six pounds fifteen shillings and one penny, lawful money, and that the Treasurer of the Colony pay him the said sum accordingly.

Upon the memorial of Samuel Gilbert, Esq^r, shewing to this Assembly that he was prosecuted before the superior court held at Hartford the first Tuesday of September, 1763, for suspicion of counterfeiting and uttering false and counterfeit money by the false information of one James Curtiss &c., and that the grand-jury did not find a bill against him, and that said superior court taxed a bill of cost against him of £25 10*s*. 4*d*. lawful money; praying for the gracious interposition of this Assembly to release him from paying said bill of costs, as per memorial: Resolved by this Assembly, that the said Gilbert be and is hereby fully released and discharged from said bill of cost and the execution granted therefor against him.

Upon the memorial of Ezekiel Kelsey of Weathersfield, shewing to this Assembly that his son was in June, 1765, bound to his good behaviour &c. for a breach of peace, and that the memorialist gave a bond of ten pounds, lawful

money, that his said son should be of good behaviour until the next county court in the county of Hartford &c., and that his son was of good behaviour and by accident &c. said bond was called off against him &c., whereby the same became forfeited in law &c., as per memorial: Resolved by this Assembly, that the bond and judgment referred to in said memorial be abated and the same is hereby abated, excepting the cost, and that the memorialist on his paying said cost be and he is hereby discharged from said judgment, bond &c.

Upon the memorial of Thomas Benton, of Windsor in Hartford county, representing to this Assembly that on or about the month of September, 1768, he had his shop broken open in the night season by one Wilson, a transient person, and in a felonious manner took, stole and carried away sundry goods, cloth and wearing apparel, to a very considerable value, and that the memorialist at his own expence and cost pursued after said felon and took and apprehended him in the Province of the Massachusets Bay, and finally had him before Josiah Bissel, Esq^r, at said Windsor, and found the goods upon him, and the matter being fully proved as well as confessed, the said Wilson was bound over to the superior court at Hartford in March last and committed to gaol, and before the sitting of said court the said Wilson made his escape from said gaol and never after could be taken; praying this Assembly to order that the memorialist be paid the expence he has been at, out of the public treasury of this Colony: Resolved by this Assembly, that the Treasurer of this Colony pay to the said Thomas Benton the sum of five pounds money, and he is hereby ordered to pay the same.

An Act for raising the Fare of Wolcott's Ferry.

Whereas the fare of said ferry is inadequate to support the same, considering the width of the river is much increased at that place since the erecting said ferry and stating its fare,

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That for the future the fare of said ferry shall be for man, horse and load, three pence, instead of the sum heretofore stated.

[472] Upon the memorial of Jemima Younglove, widow and relict of Mr. John Younglove, late of Killingly, in the county of Windham, deceased, and the rest of the heirs of said deceased, shewing to this Assembly that the said John Younglove on the 15th day of January, 1753, made and executed his last will and testament in common form and soon

dyed, *viz.* some time in the month of March, 1753, and not long after his death said will was exhibited into the court of probate for the district of Pomfrett for approbation, which will was proved and approved and ordered to be recorded and kept on file in said office, and that said estate has been since settled according to said will. And further shewing that said files and records of said court of probate in and for the district of Pomfret were on or about the 5th day of January, 1755, all consumed to ashes by fire, whereby the heirs of said estate are lyable to a new settlement thereof according to law, unless relieved by this Assembly, and praying that a copy of said will may be recorded in the records of the court of probate in the district of Pomfret, and that the same may be made the rule to settle said estate by and be as good and valid in the law as the original would have been had it not been burnt. Which will and copy is in the words following,

In the name of God, amen. This 15th day of January in the twenty-sixth year of the reign of our sovereign lord George the second of Great Britain, France and Ireland King, &c., anno Dom. 1753, I, John Younglove, of Killingly in the county of Windham and Colony of Connecticut in New England, yeoman, being of perfect mind and memory, thanks be given to God therefor, calling to mind the mortality of my body and knowing that [it] is appointed unto all men once to dye, do make and ordain this my last will and testament: that is to say, principally and first of all, I recommend my immortal soul into the hands of God who gave it, and my body I commit to the earth to be buried with a decent Christian burial at the discretion of my executor; nothing doubting but that at the general resurrection I shall receive the same by the mighty power of God. And touching such worldly estate wherewith it hath pleased God to bless me in this life, I give, demise, and dispose of the same in the following manner and form, *viz: Imprimis.* I give and bequeath unto Jemima my well beloved wife the sole use, command and improvment of one room in my now dwelling house in Killingly aforesaid, with the use of the cellar under the same, according to her election, so long as she remains my widow. And my will is that my beloved wife aforesaid shall also have delivered to her yearly in every year so much of the profit and income of my estate as shall be necessary for her comfortable support and maintenance in sickness and health, to be delivered to her abovesaid by my son Samuel Younglove. And also my will is that my beloved wife aforesaid shall have one horse for her use at all times as she may need, and one good cow for her use, kept for her

both in summer and in winter by my son Samuel so long as she remains my widow. And in case my beloved wife aforesaid shall see cause to marry again after my decease, my will is that she shall have one frying-pan and forty pounds in bills of credit according to the old tenour paid to her by my son John out of my estate. *Item.* I give and bequeath unto my beloved son John Younglove two certain tracts of land situate in Killingly aforesaid, under the restrictions and reservations hereafter mentioned: the one tract being the northerly part of the farm I now dwell on, bounded as follows, beginning at the northwesterly corner of my said farm at Quinebaug River, thence it extends down stream as said river runs till it comes to a black-oak tree a little south of a remarkable place in the bank of said river where the water sets back into a cove north between two great rocks, then to run north twelve rods, thence easterly thirty-five rods to an heap of stones, thence easterly still 35 rods to a heap of stones, thence easterly thirty rods to a heap of stones south of the dwelling house of said John Younglove junr, thence easterly fifty-five rods to a white-oak tree and stones about it, thence easterly till it meets with Henry Elathorp's west line, and so bounding east on said Elathorp's line, north partly by land belonging to William Johnson and partly by David Jewet's land till it comes to the bounds first mentioned. The other tract of land is bounded easterly partly by Stonny River and partly by Mr. Thompson's land and northerly by John Hulet's land. It contains forty-one acres and ninety-six rods, being all the southerly and remaining part of the farm of which I sold forty-four acres and fifty rods unto said Hulet as the same is described and bounded in Doct. Fisk's survey thereof. Also I give to my said John a cart and one pair of lugg [473] wheels, and this to be his portion out of my estate, ‖ he paying the legacies ordered for him to pay by this will and testament. *Item.* I give and bequeath unto my beloved son Samuel Younglove all the remaining part of the farm I now dwell on, under the restrictions and reservations hereafter mentioned, not otherwise disposed of by this my will, with all the buildings thereon standing, he not to come into posession of the room and cellar reserved for the use of my beloved wife until after her marriage or decease. Also I give unto my said son Samuel all my cash and credits, my quick stock and all my moveable estate both within and without doors, to be to him, his heirs and assigns forever, he making comfortable provision for his honored mother according to the—of this my last will, and also paying all my just

debts and funeral charges and all the legacies hereafter ordered by this will for him to pay; and this to be his portion out of my estate. *Item.* I give and bequeath unto my beloved daughter Sarah Younglove two hundred pounds, according to bills of credit old tenour, to be paid to her by my said son Samuel in the following manner and form, *viz:* one hundred pounds to be paid her out of my household goods at their true value in bills of credit old tenour, or bills of credit as abovesaid if Samuel chuse it, within one year next after my decease, the other hundred pounds to be paid her in two years next after my decease; and this to be her portion out of my estate. *Item.* Give and bequeath unto my well beloved daughter Jemima Younglove two hundred pounds according to bills of credit old tenour, to be paid to her by my said son Samuel in the following manner and form, *viz:* one hundred pounds to be paid her out of my household goods at their true value in bills of credit old tenour, or in bills of credit as above if said Samuel shall chuse it, within one year next after my decease, the other hundred pounds to be paid to her within three years next after my decease; this to be her portion out of my estate. *Item.* I give and bequeath unto my beloved grandson Younglove Cutler, son to my beloved daughter Patience Cutler, late deceased, the sum of sixty pounds in bills of credit according to old tenour, to be paid to him by my son John Younglove when he, my said grandson, shall arrive to the age of twenty-one years. *Item.* I give and bequeath unto my well beloved grand-daughter of said deceased Sarah Cutler, the sum of forty pounds in bills of credit according to old tenour, to be paid to her by my son John Younglove when she shall arrive to the age of eighteen years. And my will is that in case either of my said grandchildren should die without issue before the time prefixed for their receiving their portion and the other shall survive till that period, that the surviving grandchild shall have the legacy bequeathed to the other as well as its own. And furthermore my will is, that my lands disposed of by will to my two sons John and Samuel as aforesaid shall not be so far at their disposal as to make any legal sale or conveyance thereof, but only they shall have a right of use during their natural lives, and at their decease said lands shall descend to their male children, if any they shall have to survive them; and in case of the failure of male children, then the said lands shall descend to their female issue, anything in this will to the contrary notwithstanding. And I do hereby constitute and appoint my well beloved son Samuel Younglove aforesaid to be executor of this my last

will and testament. And I do hereby utterly disallow, revoke and disannul all and every other or former wills, legacies, bequests and executors by me in any ways before named, willed, and bequeathed, ratifying this and no other to be my last will and testament. In witness whereof I, the said John Younglove, have hereunto set my hand and seal the day and year first above written. Signed, sealed, published, pronounced and declared by the said John Younglove as his last will and testament in presence of us the subscribers. N. B. Before signing the said John Younglove declared it as his will that his two daughters above mentioned should have liberty to dwell in his house while they remained—women.
Uriah Hosmer.
Jacob Dresser. John Younglove. *Seal.*
Perly How.

Resolved by this Assembly, That the foregoing copy of said will and the decree of this Assembly thereon shall be recorded in the book of records of the probate in the district of Pomfret, and that the same shall be the rule and method to settle said estate by, and shall be as good and valid in law as the original would have been.

Upon the memorial of Ebenezer Waterman, Gershom Breed and Jonathan Lester, all of Norwich, shewing to this Assembly that they had agreed and obligated themselves to pay for the building a bridge over and across the cove at Chelsea in said Norwich, and obtained a subscription to defray a part of the expence; that the whole cost and expence of building said bridge and finishing the same will amount to a much greater sum than is raised by subscription &c.; praying that said bridge may be made wider, and that [474] ‖ they may be some way paid the money expended in building said bridge &c.; praying for relief &c., as per memorial on file: Resolved by this Assembly, that there shall be allowed and taken by the memorialists towards the defraying the expence of building said bridge a toll from all passengers that shall pass and travel over said bridge, (exclusive of all such persons as have paid or shall pay the respective sums by them heretofore subscribed towards building said bridge,) at the sums and rate following, *viz:* for man, horse and load, two pence; for led horse, one penny; for foot man, one copper; for man, cart and team, four pence; for other wheel-carriage, horse and load, three pence; for neat cattle per head, one penny; for sheep and swine, each one farthing; which toll or fare above stated shall be allowed and taken for the space of one year from the rising

of this Assembly and no longer. And it is further resolved by this Assembly, that Colo. Eliphalet Dyer, Colo. Joseph Spencer and Joshua West, Esq^{r}, be and they are hereby appointed a committee at the cost of the memorialists, to repair to said bridge in said parish of Chelsea in Norwich, view the same, and enquire into all the matters of difficulty relative thereto alledged and suggested in said memorial, and consider under all attending circumstances what is expedient to be done and best for the public as well as particular persons that are or may be interested therein; and of what they shall find, with their opinion thereon, to make report to this Assembly at their session in May next.

Upon the memorial of John Williams of Sharon, Cyrus Marsh of Kent, and Charles Burrel of Canaan, Esq^{rs}, three of the managers of Ousatunuck Lottery; representing to this Assembly that they, together with John Hitchcock then of New Milford, and Jehiel Hawley then of New Milford, and Benoni Peck and William Tanner both of Cornwall, which William is since deceased, were by this Assembly in October, 1761, appointed managers of a public lottery known by the name of Ousatunuck Lottery; and that althô the memorialists have faithfully discharged their trust in the premises, yet difficulties arise about the final settlement of said lottery, occasioned by bad debts made by some of the managers in the sale of the tickets and the insolvency of said Tanner and Hitchcock, and the removal of said Hawley out of this Colony, and that the possessors of benefit tickets unpaid have begun to sue the memorialists for the same, for the payment whereof they have no effects of said lottery in their hands; praying for the interposition of this Assembly in the premises, as per memorial on file: Resolved by this Assembly, that Elisha Sheldon, Increase Mosely and Daniel Sherman, Esq^{rs}, be appointed a committee to examine the debts and credits of the managers of said lottery severally, in order for the ascertaining what sum each manager ought in equity to pay and what not, and to enquire into all matters and circumstances that are necessary for the equitable settlement of said lottery as prayed for in said memorial; and their report of what they shall find in the premises relating to all matters mentioned in said memorial, with their opinion thereon, to make to this Assembly at their sessions in May next.

Upon the memorial of Nathaniel Collins, of Enfield in the county of Hartford, and others, inhabitants of said town, representing that for some years they have entertained

different sentiments in religious matters, especially respecting discipline and church order and government, from the established church in said town, and that at the time of the settlement of the reverend pastor of the established church in said town they, the memorialists, agreed to withdraw from the meetings in said town relative to the settlement of said pastor and from voting with them on the agreement of the members of said town not to obstruct or impede the memorialists from obtaining a freedom and exemption from the General Assembly from all rates and taxations to be imposed for the support of the gospel in said town, and that the memorialists have truly conformed to said agreement; praying for a release and exemption in such way and manner as should seem good to this Assembly: Resolved, that Colo. William Pitkin, Colo. John Chester and Colo. Jabez Hamlin be a committee, and they are hereby appointed a committee, with full power to repair to said Enfield and to enquire of the circumstances of said town and of the memorialists and of said agreement and all matters relative thereto, and to report to the General Assembly in May next what they shall find with their opinion thereon, and that in the mean time the collection of any and all rates or taxes that have been or shall be imposed on the memorialists for the purpose of defraying the expences of building or repairing the meeting-house in said town and for the settlement and support of the said reverend pastor of said town shall be and are hereby suspended.

[475] Upon the memorial of Moses Rowley, of Kent in the county of Litchfield, shewing to this Assembly that on the tenth day of May, A.D. 1748, he had purchased a tract of land lying on the west side of Ousatunuck River in said Kent, for a valuable consideration, of one Robert Watson of the Province of New York, which the said Watson had before purchased of the natives, and that he, said Rowley, in the year 1748 had entered upon said tract of land and made large improvements thereon and built a saw-mill on the same, and paid the rates and taxes arising on such improvements, supposing he had a good title to the same &c., praying to have some part of said tract, at least his improvements together with said buildings, granted and confirmed to him by this Assembly; upon which memorial a committee was appointed with full power to examine into the premises and their report to make of what they find therein with their opinion thereon; which committee having made their report to this Assembly in which they find that said Rowley in the

year 1748, as set forth in said memorial, did make a purchase of said tract of land and has lived thereon ever since, and has built a saw-mill on the same, and has constantly paid his rates arising on said improvements, and other things as set forth in said memorial, and also gave their opinion thereon, that the said Moses Rowley ought in justice to have so much of said land as is contained in the following bounds, *viz:* beginning at the northwest corner of a tract of land called Alger's grant, from thence running due west to the Colony line, from thence running in said Colony line so far north as the highway that comes from New York government, from thence due east twenty rods across the highway that leads to Fullers on the country grant, from thence in a straight line to the northeast corner of said Alger's grant, from thence in the north line of said Alger's grant to the bounds began at, together with his saw-mill and all his other buildings standing on the premises; which report being accepted: Whereupon it is resolved by this Assembly, that the said Moses Rowley have granted and confirmed unto him all the lands contained within the bounds abovementioned together with his said saw-mill and all other buildings standing on the same, to be and remain to him and his heirs and assigns forever as their own proper estate of inheritance in fee, and the same is hereby granted and confirmed to him accordingly.

Upon the memorial of Timothy Tiffany, of Lyme in New London county, representing to this Assembly that for about thirty-five years last past the memorialist and those under whom he holds have carried on the fishing business in Eight Mile River in said Lyme, at a place called Tiffany's Point at the elm tree, so called; that the fishery has and may be still carried on at said place with greater advantage to the public and less expence to those who undertake to manage and carry on the same than at any other place in said river; that the fishery has been by sundry committees sent out by the county court in the county of New London established at said place, but by a law of this Colony the power of the several county courts in this Colony to regulate the fisheries in several of the streams, rivers, creeks &c. is taken away, and that sundry persons for about two years last past have set and drawn their seines within a few rods of the mouth of said river, to the great damage of the public and the memorialist, and if not prevented will ruin the fishery in said river; praying for relief &c., as per memorial on file: Resolved by this Assembly, that Colo. Aaron Eliot of Killing-

worth, William Hilhouse, Esq^r, of Newlondon, and Capt. Christopher Holmes of East Haddam, be appointed and they are hereby appointed a committee, to repair to said Eight Mile River in said Lyme and notifie all the proprietors adjoining to said river to meet with them at such place and time as said committee shall appoint, and hear all parties and view the circumstances of said river and the several places where the fishery has or may be carried on in the same, and report what they shall find with their opinion thereon to this Assembly at their sessions at Hartford in May next. And said committee are hereby authorized and impowered to regulate the fishery in said river, which shall be valid and binding, and all persons shall be concluded thereby, until the rising of this Assembly in May next. All at the cost of the memorialists.

Upon the memorial of Joseph Burnam, of Windham in Windham county, the sole executor of the last will and testament of Robert Holt late of said Windham, deceased, shewing to this Assembly that William Holt of said Windham, on the 28th day of July, 1767, made and executed to the said Robert, deceased, a deed of bargain and sale of that date of two certain tracts of land containing about thirty acres lying and being in said Windham, bounded and described as in and by said deed will appear, which deed was made defeasible on the said William's paying to the said Robert the sum of £150 0*s*. 0*d*. lawful money, on the 23d day of July then next with lawful interest thereon in full discharge of a note of hand from the said William to the said Robert for said sum and interest of even date with said deed &c., and that the said William since the decease of the said Robert hath fully paid to said memorialist, as executor to the said Robert, the sum of £150 0*s*. 0*d*. lawful money and interest arisen thereon in full discharge of said note men-
[476] tioned || in the condition of said deed, and that the heirs of the said Robert are mostly minors and not capable by law to release said lands to said William &c.; praying this Assembly to enable said memorialist as executor to the said Robert, deceased, to make and execute a proper deed of release to the said William of the land contained in said mortgage deed, as per memorial on file: Resolved by this Assembly, that the said memorialist have liberty and he is hereby authorized and fully impowered as executor to the said Robert, deceased, to make and execute to the said William a proper deed of release of the said two tracts of land mentioned and included in said mortgage deed, which deed

so made and executed and compleated according to law shall be good and valid in law as if executed and compleated by the said Robert, deceased, in his life time.

Upon the memorial of Abel Buel of Killingworth, shewing to this Assembly that he has discovered the art of Letter Founding, &c.*; praying that some grant might be made him to enable him to set up said business &c., as per memorial on file: Resolved by this Assembly, that the Treasurer of the Colony be and he is hereby directed to pay out of the public treasury to said Buel one hundred pounds upon his giving bond with sufficient surety in the sum of two hundred pounds, conditioned that he set up and pursue the art of letter-founding in this Colony, (within one year next after the receipt of said hundred pounds,) and not depart therefrom to reside in any other Province or Colony within seven years next after the receipt of said money, and repay said hundred pounds at the end of said seven years; and that in case said Buel pursues said business in this Colony the space of twelve months after receiving said hundred pounds, the Treasurer is hereby further directed to pay said Buel one other hundred pounds upon his giving bond with good surety for the repayment thereof at the end of seven years, and that during said term of seven years [he] carry on said business of letter-founding within this Colony.

Upon the memorial of Alice Miles, of New Haven in the county of Newhaven, administratrix on the estate of Joseph Miles late of said Newhaven, deceased, shewing to this Assembly that the debts due from the estate of said deceased surmount the personal inventoried estate and credits of said deceased the sum of £51 14*s.* 1½*d.* lawful money; praying to be authorized and impowered to sell real estate to raise said sum, as per memorial on file: Resolved by this Assembly, that the memorialist have liberty and she is hereby authorized and impowered, to sell so much of the real estate of said deceased as may be necessary to raise said sum of £51 14*s.* 1½*d.* together with the incident charges; taking directions of the court of probate for the district of New-haven.

Upon the memorial of Elizabeth Kellogg, administratrix on the estate of Stephen Kellogg late of Weathersfield, deceased, shewing to this Assembly that the debts and charges due from the estate of said deceased surmount the

* His memorial, "impress'd with the types of his own manufacture"—a very fair letter—is in *Industry*, II, doc. 137.

moveable estate of said deceased the sum of £71 5*s*. 7¾*d*. lawful money; praying for liberty to sell so much of the real estate of said deceased as will raise said sum &c., as per memorial on file: Resolved, that the memorialist have liberty and she is hereby fully authorized and impowered, to sell so much of the real estate of the said Stephen Kellogg, deceased, as will procure the aforesaid sum of £71 5*s*. 7¾*d*. together with the incident charges arising on such sale; taking direction of the court of probate for the district of Hartford therein.

Upon the memorial of Elijah Lee of Killingly, administrator on the estate of Thomas Cloice late of said Killingly, deceased, shewing to this Assembly that the debts, costs &c. against said estate surmount the moveable part of said estate the sum of £49 11*s*. 8¼*d*. lawful money, and praying for liberty to sell so much of the real estate of the said deceased to make said sum &c., as per memorial on file: Resolved by this Assembly, that the said memorialist have liberty and he is hereby impowered, to make sale of so much of the real estate of the said Thomas Cloice, deceased, as to make said sum of £49 11*s*. 8¼*d*. lawful money, with incident charges arising thereon; taking the direction of the court of probate in the district of Plainfield therein.

Upon the memorial of Josiah Dibble, of Saybrook in Newlondon county, administrator on the estate of Josiah Dibble late of said Saybrook, deceased, representing to this Assembly that the debts due from said estate surmount the inventoried moveable estate the sum of £28 15*s*. 0*d*. lawful money; praying for liberty to sell lands &c.: Resolved by this Assembly, that liberty be and is hereby granted to sell so much of the said real estate as will be sufficient to raise said sum of £28 15*s*. 0*d*. lawful money, and the incident charges arising thereon; taking the advice of the court of probate for the district of Guilford therein. And John Shipman, Esq^{r}, of said Saybrook, is hereby appointed and authorized to make sale thereof as aforesaid.

[477] Upon the memorial of John Holly, of Stamford in Fairfield county, administrator on the estate of Jonathan Brown late of said Stamford, deceased, shewing to this Assembly that the debts due from the estate of said deceased surmount the personal inventoried estate and credits of said deceased the sum of £32 9*s*. 5½*d*. lawful money; praying to be authorized and impowered to sell real estate to raise said sum &c., as per memorial on file: Resolved by this Assembly, that the said memorialist have liberty and he is hereby

authorized and impowered, to sell so much of the real estate of said deceased as may be necessary to raise said sum of £32 9*s*. 5½*d*. lawful money, together with the incident charges of such sale; taking the direction of the court of probate for the district of Stamford therein.

Upon the memorial of Ephraim Fairchild, of Stratford in the county of Fairfield, conservator of the person and estate of Nathaniel Wakley of said Stratford, shewing to this Assembly that the debts of said Nathaniel Wakeley surmount the credits and personal estate of the said Nathaniel Wakeley the sum of £97 2*s*. 3*d*. lawful money; and the conservator having nothing in his hands to pay and answer said debts, prays this Assembly to grant said memorialist liberty to sell so much of said Nathaniel's real estate as shall be sufficient to pay said sum of £97 2*s*. 3*d*. and incident charges: Resolved by this Assembly, that the memorialist have liberty to sell so much of said Nathaniel Wakeley's real estate as shall be sufficient to pay said sum of £97 2*s*. 3*d*. of said Wakeley's debts and incident charges. And this Assembly do appoint and authorize Mr. John Midlebrook of Stratford, to sell so much of said Wakeley's land as shall be sufficient to pay said sum of £97 2*s*. 3*d*. of said Wakeley's debts with the incident charge.

On the memorial of Elijah Johnson of Midletown, executor of the last will and testament of Capt. Joseph Johnson late of said Midletown, deceased, shewing to this Assembly that the debts and charges due from the estate of said deceased surmount the moveable estate of said deceased the sum of £96 3*s*. 3½*d*. and no person appointed in said will to sell lands for the payment thereof, and thereupon praying for liberty to sell real estate &c.: Resolved by this Assembly, that the memorialist have liberty and he is hereby fully authorized and impowered, to sell so much of the real estate of said deceased as will procure the aforesaid sum of £96 3*s*. 3½*d*. together with the incident charges arising on such sale; taking the direction of the court of probate in the district of Midletown therein.

Upon the memorial of John Deming, of Boston in the county of Suffolk and Province of the Massachusets Bay, administrator on the estate of Samuel Deming late of said Boston, deceased intestate, shewing to this Assembly that by accounts settled and by list of debts due to and from the estate of said deceased exhibited to the court of probate for the county aforesaid it appears that there is due from the estate of the said deceased the sum of £854 9*s*. 5*d*. lawful money, more

than there is personal estate to discharge, and that the whole real estate was apprized at £1066 13*s.* 4*d.* lawful money, of which estate there is three tracts of land lying in the limits of this Colony, one small piece in Norwich, another in Middletown, and a small farm in Killingworth; praying this Assembly to grant liberty to said memorialist to sell the aforesaid three tracts of land, in part for the payment and discharge of the debts of the said deceased, rendering an account thereof to the court of probate for the county of Suffolk &c., as per memorial on file: Resolved by this Assembly, that the said memorialist be and he is hereby authorized and impowered to sell and convey the aforesaid three tracts of land mentioned in said memorial, provided the avails or value thereof doth not exceed the sum of £854 13*s.* 4*d.* lawful money and incident charges arising thereon; rendering an account thereof to the court of probate for the county of Suffolk aforesaid..

Upon the memorial of Elijah Abell, Amos Sherwood and Abel Gold, preferred to this Assembly in May last, representing that said Sherwood and Kate his late wife were married together on the 30th day of April, A.D. 1767, she then being a minor under age and continued so until her death, which happened in the latter part of the year 1768, and that said Kate antecedent to her said marriage having little or no personal estate took up household furniture on the credit of her real estate of which she had considerable, and that after said marriage for the purpose of paying her debts so contracted said Amos and his said wife sold and conveyed to said Abel Gold six acres and one quarter of land lying in said Fairfield, by their deed dated on the 14th day of December, A.D. 1768, executed and recorded in due form of law, and also sold and conveyed by their deed of the same date, executed and recorded in due form of law, to Elijah Abel two acres and one quarter of land more, lying in said Fairfield, all by the advice of her friends; praying to have said deeds ratified and confirmed, as per memorial on file appears: Resolved by this Assembly, that the aforesaid deeds be and they are hereby ratified and confirmed. And it is decreed, that they shall be of the same force, strength and validity in the law for the transferring and conveying a good title to the lands therein mentioned and described as they would have been if the said Kate at the time of executing said deeds had been of full age.

[478] Upon the memorial of Abigail Bates, of Stamford in Fairfield county, administratrix on the estate of David Bates late of said Stamford, deceased, representing that the debts &c. due from the estate of said deceased surmount the

personal estate of the said deceased the sum of £67 18*s*. 8¾*d*. lawful money, and praying to be impowered to sell real estate to raise said sum together with the incident charges of sale, as per memorial on file: Resolved by this Assembly, that the said memorialist be impowered and she is hereby impowered and authorized, to sell real estate of said deceased to raise said sum of £67 18*s*. 8¾*d*. lawful money, together with the incident charges of such sale; taking direction of the court of probate for the district of Stamford therein.

On the memorial of Stephen Hubbard, of Midletown in the county of Hartford, overseer and conservator of the person and estate of Benjamin Hubbard of said Midletown, a person distracted and deprived of the use of his reason, shewing to this Assembly that in taking care and supporting said Benjamin he had expended more than the rents of said estate of said Benjamin amounted to the sum of £54 15*s*. 0*d*., and thereupon praying for liberty to sell real estate, as per memorial on file: Resolved, that the memorialist have liberty and he is hereby fully authorized and impowered, to sell so much of the real estate of the said Benjamin as will procure the aforesaid sum of £54 15*s*. 0*d*. together with the incident charges arising on such sale, and to render his account thereof to the county court in the county of Hartford.

Upon the memorial of Enos Alling of New Haven, representing to this Assembly that he is administrator on the estate of Ezra Candey late of Newhaven, deceased, and that the debts and charges against the estate of said deceased surmount the moveable estate the sum of £167 11*s*. 1¾*d*.; praying liberty to make sale of the lands of said deceased to the amount of said sum &c., as per memorial on file: Resolved by this Assembly, that said Enos Alling have liberty and he is hereby impowered, to make sale of the lands of said deceased to the amount of said sum of £167 11*s*. 1¾*d*. together with the incident charges arising thereon; taking the advice of the court of probate for the district of Newhaven therein.

Upon the memorial of James Skelding, of Stamford in Fairfield county, administrator on the estate of Thomas Skelding late of said Stamford, deceased, shewing to this Assembly that the debts &c. due from estate of said deceased surmount the personal estate of the said deceased the sum of £31 16*s*. 7*d*. lawful money, and praying to be authorized to sell real estate of said deceased to raise said sum together with the incident charges of sale, as per memorial on file: Resolved by this Assembly, that the memorialist be author-

ized and he is hereby authorized and impowered, to sell real estate of said deceased to raise said sum of £31 16*s.* 7*d.* lawful money together with the incident charges of such sale; taking direction of the court of probate for the district of Stamford therein.

Upon the memorial of Joel Adkins and Elizabeth Bacon, both of Midletown in Hartford county, executors on the last will and testament of John Bacon jun^r^ late of Midletown, deceased, shewing to this Assembly that the debts exhibited and allowed by the court of probate for the district of Midletown surmount the moveable estate of said deceased over and above what the testator ordered his executors to sell by will with some allowance made to the widow the sum of £50 8*s.* 4*d.* lawful money; praying for liberty to sell so much of the real estate of said deceased over and above the moveable estate with what allowance was made by the testator by his will, as appears by the memorial on file: Resolved by this Assembly, that the memorialists be and they are hereby impowered to sell so much of the real estate of the said deceased as to make said sum of £50 8*s.* 4*d.* with the incident charges arising on said sale; taking the advice and direction of the court of probate for the district of Midletown.

Upon the memorial of Benoni Buttolph and Martha Buttolph, administrators on the estate of Jonathan Buttolph late of Symsbury, deceased, shewing to this Assembly that the debts, charges and allowances against said estate surmount the moveable part of said estate the sum of £107 19*s.* 2*d.* lawful money, and praying for liberty to make sale of real estate &c., as per memorial on file: Resolved by this Assembly, that the memorialists have liberty and they are hereby impowered, to make sale of so much of the real estate of the said Jonathan Buttolph, deceased, as to raise said sum of £107 19*s.* 2*d.* lawful money, with incident charges arising thereon; taking the direction of the court of probate in the district of Symsbury therein.

Upon the memorial of Abram Beardslee jun^r^, of Stratford in the county of Fairfield, and Martha Beardslee, widow and relict of Jehiel Beardslee late of said Stratford, deceased, administrators on the estate of the said Jehiel, representing that the debts due from said estate surmount the moveable [479] estate the sum of £22 2*s.* 6½*d.*; ‖ praying for liberty to sell so much of the real estate of the said deceased Jehiel as will raise said sum of £22 2*s.* 6½*d.* with incident charges arising on such sale: Be it enacted and ordered, that the memorialist have liberty, and liberty and power is hereby

given to the memorialist, to sell so much of the real estate of the said deceased Jehiel as will be sufficient to raise the sum of £22 2*s*. 6½*d*. with the incident charges of sale, for answering said debts; taking the advice of the court of probate for the district of Fairfield therein.

Upon the memorial of Enos Woodward of Canterbury, administrator on the estate of Mary Bedlock late of said Canterbury, deceased, shewing to this Assembly that the debts due from the estate of said deceased surmount the credits and personal estate of the said deceased the sum of £42. 17*s*. 3*d*. lawful money, and moving that the said Enos Woodward may be impowered to make sale of the lands &c. to defray the same: Resolved by this Assembly, that the said Enos Woodward be hereby authorized and impowered to sell so much of the real estate of the aforesaid deceased as shall be sufficient to raise money to defray said debts of £42 17*s*. 3*d*. and the incident charges of such sale; taking the direction of the court of probate in the district of Plainfield therein.

Upon the memorial of Daniel Ely of Lyme, shewing to this Assembly that by his deed dated January 14th, A.D. 1741, he mortgaged a piece of land lying in said Lyme, bounded as in said deed, recorded in the records of said Lyme, may appear; that the whole of the monies due on said mortgage have been long since paid, but no deed of release given &c.; praying that a deed of release may be executed &c., as per memorial on file: Resolved by this Assembly, that upon said memorialists evidencing the payment of said money due as aforesaid, a deed of release be executed in the name and behalf of the Governor and Company to the memorialist. And the Honorable Mathew Griswold, Esq^{r}, is hereby appointed and fully impowered to adjust and settle the payments made of said mortgage, and upon the memorialist procuring a receipt or evidencing the payment thereof, to execute a deed of release of the premises in the name of the Governor and Company as aforesaid.

On the memorial of William Wadsworth, administrator *cum testamento annexo* on the estate of Rebeckah Marsh late of Hartford, deceased, shewing that the debts and charges due from the estate of said deceased allowed by the court of probate for the district of Hartford surmount the moveable estate of said deceased the sum of £26 13*s*. 3*d*. lawful money, exclusive of what hath been heretofore allowed by said court and for which a grant hath been made, and praying for liberty to sell of the real estate of said deceased sufficient to pay

said sum &c., as per memorial on file: Resolved by this Assembly, that the memorialist be and he is hereby impowered to make sale of so much of the real estate of said deceased as will be sufficient to pay said sum of £26 13*s*. 3*d*. lawful money, with incident charges of such sale; under the direction of the said court of probate for the said district therein.

Upon the memorial of Elizabeth Parker, executrix of the last will and testament of Jacob Parker late of Wallingford, deceased, shewing to this Assembly that the debts and charges allowed by the court of probate for the district of New Haven against the estate of said deceased, including the usual allowance to the widow, surmount the whole moveable estate £26 1*s*. 9½*d*. lawful money, and that no provision is made in said will to discharge the same, and praying for liberty to sell so much of the real estate of said deceased as to raise said sum of £26 1*s*. 9½*d*. with the incident charges &c., as per memorial on file: Resolved by this Assembly, that the memorialist have liberty and she is hereby fully authorized and impowered, to make sale of so much of the real estate of said deceased as may be sufficient to raise said sum of £26 1*s*. 9½*d*. lawful money, with incident charges arising on such sale; taking the direction of the court of probate for the district of Newhaven therein.

Upon the memorial of Thaddeus Benedict, shewing to this Assembly that as collector of the country rate in Danbury in the year 1764, he collected from the Rev^d^ Ebenezer White £4 15*s*. 10*d*. as his rate for that year, which by act of this Assembly he has been since ordered to pay back; praying for relief, as per memorial on file: Resolved by this Assembly, that the memorialist shall have and receive said sum out of the Colony treasury; and the Treasurer of this Colony is directed to pay the same accordingly.

On the petition of the inhabitants of the town of Windham in the county of Windham, *vs*. Capt. Benjamin Clark, one of the principal inhabitants and selectman of the town of Ashford, and the rest of the inhabitants of said town, as on file: The question was put, whether the plea offered in abatement of said petition is sufficient to abate the same: Resolved by this Assembly in the affirmative.

On the petition of George Nickols, of Waterbury in the county of Newhaven, *vs*. Ezra Brounson and Sarah Upson, widow, both of said Waterbury, as they are administrators on the estate of Stephen Upson late of said Waterbury, Esq^r^, deceased, as on file: The question was put, whether the prayer

of said petition should be granted: Resolved by this Assembly in the negative.

[480] On the petition of John Skinner junr, of Hartford in the county of Hartford, *vs.* John Tryon, Jeremiah Tryon and Elijah Tryon, all of Hartford aforesaid, as on file: The question was put &c., and nothing granted by the Assembly on the prayer of the petition aforesaid.

Cost allowed by this Assembly to Eleazer Fitch junr, of Windham in the county of Windham, to answer &c. the petition of Jonathan Richardson and James Richardson, both of Stonington in the county of Newlondon, preferred to this Assembly and withdrawn by the petitioners, is £3 13*s.* 8*d.* lawful money. *Ex. granted Nov. 17th*, 1769.

Ordered, That the sum of one hundred and two pounds five shillings and three pence half-penny, lawful money, be paid out of the Colony treasury to John Whiting, Esqr, treasurer of the county of New Haven, to and for the use of the concerned, being the amount of one half of the expence of the step-stones and appurtenances for the court-house in New Haven; and the Treasurer of the Colony is directed to pay the same accordingly.

Resolved by this Assembly, That the further consideration of all petitions, memorials and reports of committees now pending before this Assembly and that have not been heard are continued to the General Assembly to be held at Hartford on the second Thursday of May next.

This Assembly grants to his Honour Governor Trumbull the sum of one hundred and fifty pounds, for his half year's salary, that is to the next general election, and the Treasurer is ordered to pay the same accordingly.

This Assembly grants to his Honour Deputy Governor Griswold the sum of fifty pounds, for his half year's salary to the next general election, and the Treasurer is ordered to pay the same accordingly.

Upon the petition of Seth Wetmore, Esqr, Philip Mortimer, Joseph Ranny and Richard Alsop, all of Midletown in the county of Hartford and selectmen of said town, shewing to this Assembly that one William Starr of said Midletown was chosen collector of the Colony tax for the year 1758, and that before said collector had collected and paid the full of said rate or tax, and while an execution was against him in the hands of the then sheriff of said county of Hartford for the remainder of said rate that was then unpaid, and before the same was satisfied, the said William Starr went to sea

and was lost, leaving estate more than sufficient to answer the remainding part of said tax, and that the Treasurer of the Colony soon after sent out his execution against the petitioners as selectmen as aforesaid, for the sum of £140 9*s.* 3*d.* together with £16 3*s.* 2*d.* for interest, and also for the interest arising on said execution &c.; praying for relief in the premises: Resolved by this Assembly, that Elihu Chauncey, John Ledyard and William Williams, Esq^rs, be and they are hereby appointed a committee with full power to examine into all the matters mentioned and referred to in said petition, receive and allow abatements on said rates, in the same manner as has been usually done by the Treasurer or Auditors on other rates, find and state the just balance due from said collector to the Treasurer of said Colony, and to make their report of all the matters aforesaid to this Assembly at their sessions in May next; and that the levying said execution or distress against said selectmen as aforesaid be suspended till the rising of this Assembly in May next.

This Assembly was adjourned by proclamation until the Governor, or in his absence the Deputy Governor, shall see cause to call it to meet again.

Teste GEORGE WYLLYS, Secret'y.

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[481] *Anno Regni Georgii tertii Regis decimo.*

AT A GENERAL ASSEMBLY OF THE GOVERNOR AND COMPANY OF HIS MAJESTY'S ENGLISH COLONY OF CONNECTICUT IN NEW ENGLAND IN AMERICA HOLDEN AT HARTFORD IN SAID COLONY ON THE SECOND THURSDAY OF MAY, AND CONTINUED BY SEVERAL ADJOURNMENTS UNTIL THE EIGHTH DAY OF JUNE NEXT FOLLOWING, ANNOQUE DOMINI 1770.

Present:

The Honorable Jonathan Trumbull, Esq^r, *Governor.*

The Honorable Mathew Griswold, Esq^r, *Deputy Governor.*

Hezekiah Huntington, Esq^r,	Roger Sherman, Esq^r,	*Assistants.*
Shubael Conant, Esq^r,	Robert Walker, Esq^r,	
Eliphalet Dyer, Esq^r,	Abraham Davenport, Esq^r,	
Jabez Huntington, Esq^r,	Joseph Spencer, Esq^r,	
William Pitkin, Esq^r,		

Representatives or Deputies of the Freemen of the several Towns are as follow, viz:

Col. John Pitkin, Mr. Benjamin Payne, for Hartford.

Col. John Strong, Col. Isaac Lee, for Farmington.

Col. Hezekiah Brainerd, Capt. Jabez Brainerd, for Hadam.

Capt. Samuel Kent, Capt. John Grainger, for Suffield.
Mr. John Owen, Capt. John Humphrey, for Symsbury.
Capt. Henry Champion, Mr. Daniel Foot, for Colchester.
Capt. Josiah Bissel, Capt. Josiah Phelps, for Windsor.
Zebulon West, Esq^{r}, Capt. Samuel Chapman, for Tolland.
Capt. Benjamin Talcott, Capt. Joel White, for Bolton.
Mr. Reuben Sikes, Mr. Samuel Reynolds, for Somers.
Mr. Daniel Brainerd, Capt. Christopher Holmes, for East Hadam.
Capt. Isaac Pinney, Mr. Nathaniel Johnson, for Stafford.
Mr. Moses Holmes, Capt. Abner Barker, for Willington.
Capt. David Barber, Capt. Obed Horsford, for Hebron.
Col. John Chester, Capt. Elisha Williams, for Weathersfield.
Col. Jabez Hamlin, Mr. Richard Alsop, for Midletown.
Mr. Erastus Wolcott, Capt. Charles Elsworth, for East Windsor.
Mr. Ebenezer White, Mr. Nathaniel Freeman, for Chatham.
Mr. John Kimberly, Mr. Jonathan Wells, for Glastonbury.
Mr. Edward Collins, Capt. Ephraim Terry, for Enfield.
Col. Nathan Whiting, Mr. Joshua Chandler, for New Haven.
Capt. John Fowler, Maj^{r} David Baldwin, for Milford.
Col. Elihu Chauncy, Capt. James Wadsworth, for Durham.
Capt. John Holbrook, Mr. Joseph Hull, for Derby.
Mr. Josiah Rogers, Mr. James Barker, for Branford.
Capt. John Eliot, Mr. John Burgis, for Guilford.
Capt. Macoc Ward, Capt. Reuben Atwater, for Wallingford.
Mr. Thomas Matthews, Capt. Samuel Hiccox, for Waterbury.
Gurdon Saltonstall, Esq^{r}, Mr. William Hilhouse, for New London.
Mr. Elisha Fitch, Mr. Christopher Leffingwell, for Norwich.
Mr. John Lay 2d, Capt. Joseph Mather, for Lyme.
Mr. Charles Phelps, Capt. Phineas Stanton, for Stonington.
Mr. Robert Creary, Capt. John Tyler, for Preston.
Capt. Benadam Gallop, Capt. Moses Fish, for Groton.
Capt. Hez. Whittlesey, Maj^{r} John Murdock, for Saybrook.
Mr. Benjamin Gale, Mr. Theoph. Morgan, for *Saybrook* [Killingworth.]
Capt. David Burr, Ebenezer Silliman, Esq^{r}, for Fairfield.
Mr. Benjamin Weed, Maj^{r} David Waterbury, for Stanford.
Mr. Thomas Belden, Mr. Joseph Platt, for Norwalk.
Mr. Joseph Platt Cook, Capt. Daniel Taylor, for Danbury.
Mr. Amos Mead, Capt. John Mead, for Greenwich.
Capt. Stephen Mead, Mr. Lemuel Sanford, for Reading.
Mr. Samuel Olmsted, Mr. Philip B. Bradley, for Ridgefield.
Capt. James Potter, Capt. Nehem^{h} Beardslee, for New Fairfield.

Capt. Henry Glover, Mr. Daniel Booth, for Newtown.
Capt. Theophilus Nichols, Capt. Samuel Adams, for Stratford.
Mr. Nathaniel Wales, Capt. Jonathan Budd, for Windham.
Majr William Williams, Capt. Joseph Trumbull, for Lebanon.
Capt. Jabez Fitch, Mr. John Curtiss, for Canterbury.
Capt. John Douglass, Mr. John Pierce, for Plainfield.
Col. Ebenezer Williams, Mr. Samuel Craft, for Pomfret.
Capt. Benjamin Sumner, Mr Ezra Smith, for Ashford.
Mr. Bryant Brown, Mr. Ebenezer Learned, for Killingly.
Capt. Robert Dixon, Mr. Samuel Stewart, for Voluntown.
Capt. Elisha Child, Mr. Manasa Hosmer, for Woodstock.
Mr. Phineas Strong, Mr. Richard Hale, for Coventry.
Mr. Constant Southworth, Mr. Edward Freeman, for Mansfield.
Mr. Abraham Kilborn, Mr. David Welch, for Litchfield.
Mr. Joshua Porter, Capt. James Landon, for Salisbury.
Majr Bushnel Bostwick, Capt. Samuel Canfield, for New Milford.
Capt. Isaac Kellogg, Capt. Abel Merrells, for New Hartford.
Mr. John Cook, Mr. Noah Wilson, for Torrington.
Majr Abijah Catlin, Capt. Daniel Catlin, for Harwington.
Mr. Daniel Sherman, Capt. Benjamin Stiles, for Woodbury.
Mr. Joshua Pierce, Capt. Thomas Porter, for Cornwall.
Mr. John Whitney, Capt. Tarbal Whitney, for Canaan.
Mr. Simeon Smith, Capt. Thomas Pardee, for Sharon.
Mr. John Ransom, Capt. Joseph Pratt, for Kent.
Capt. Samuel Nash, Capt. Edmund Beach, for Goshen.

Jabez Hamlin, Esqr, Speaker } of the House of Repre-
William Williams, Esqr, Clerk } sentatives.

[483] This day being appointed by the royal charter and the laws of this colony for the election of the public officers of the Colony, *viz:* Governor, Deputy Governor, Assistants, Treasurer and Secretary, proclamation was made in manner accustomed, and then the votes of the freemen were given in to the persons appointed by the Assembly to receive, sort and count them and to declare the names of such persons as shall be chosen to any of the aforementioned offices according to law; which persons so appointed were, Hez. Huntington, Shubael Conant, Eliphalet Dyer, Jabez Huntington, William Pitkin, Roger Sherman, Robert Walker, Abraham Davenport, Joseph Spencer, Esqrs, Col. John Pitkin, Mr. Richard Alsop, Capt. John Fowler, Mr. Joshua Chandler, Mr. William Hilhouse, Capt. Hezekiah Whittlesey, Mr. Thomas Belden, Mr. Joseph Platt Cook, Mr. Nathaniel Wales, Mr. Richard Hale,

Mr. Daniel Sherman, and Mr. Simon Smith, who were all sworn to a faithful discharge of that trust.

And the votes of the freemen being brought in, sorted and counted,

The Honorable Mathew Griswold, Esq^{r}, is chosen Deputy Governor of this Colony for the year ensuing.

Hezekiah Huntington, Esq^{r}, Shubael Conant, Esq^{r}, Elisha Sheldon, Esq^{r}, Eliphalet Dyer, Esq^{r}, Jabez Huntington, Esq^{r}, William Pitkin, Esq^{r}, Roger Sherman, Esq^{r}, Robert Walker, Esq^{r}, Abraham Davenport, Esq^{r}, William Samuel Johnson, Esq^{r}, Joseph Spencer, Esq^{r}, and Zebulon West, Esq^{r}, were chosen Assistants for the year ensuing.

John Lawrence, Esq^{r}, is chosen Treasurer of this Colony for the year ensuing.

George Wyllys, Esq^{r}, is chosen Secretary of this Colony for the year ensuing.

The Honorable Jonathan Trumbull, Esq^{r}, is (by this Assembly) chosen Governor of the Colony of Connecticut for the year ensuing.

The Governor's oath prescribed by the law of this Colony, and the oath required by act of Parliament made and passed in the fourth year of the reign of his Majesty George the third, entituled An act for granting certain duties in the British Colonies and Plantations in America &c., were in due form and manner administred to the Hon^{ble} Jonathan Trumbull, Esq^{r}, now chosen by this Assembly Governor of the Colony of Connecticut, who thereupon took the Governor's chair.

The Deputy Governor's oath appointed by the laws of this Colony was duly administred to the Hon^{ble} Mathew Griswold, Esq^{r}, now chosen Deputy Governor of this Colony, who thereupon took the Deputy Governor's chair.

The Assistant's oath prescribed by the law of this Colony was duly administred to Hezekiah Huntington, Shubael Conant, Elisha Sheldon, Eliphalet Dyer, Jabez Huntington, William Pitkin, Roger Sherman, Robert Walker, Abraham Davenport, Joseph Spencer and Zebulon West, Esq^{rs}, now chosen Assistants over this Colony, who thereupon took their seats at the council board.

The Treasurer's oath appointed by the law of this Colony was duly administred to John Lawrence, Esq^{r}, now chosen Treasurer of this Colony.

[484] The Secretary's oath appointed by the law of this Colony was duly administred to George Wyllys, Esq^{r}, now chosen Secretary of this Colony.

Ordered, That the Hon^ble^ Mathew Griswold, Esq^r^, and John Lay 2^d^, Esq^r^, return the thanks of this Assembly to the Rev^d^ Mr. Stephen Johnson, for his sermon delivered before the Assembly on the 10th instant, and desire a copy thereof that it may be printed.

This Assembly do appoint the Hon^ble^ Mathew Griswold, Esq^r^, to be Chief Judge of the Superior Courts over this Colony for the year ensuing.

This Assembly do appoint Robert Walker, Eliphalet Dyer, Roger Sherman and William Pitkin, Esq^rs^, Judges of the Superior Courts over this Colony for the year ensuing.

This Assembly do appoint Jabez Hamlin, Esq^r^, to be Judge of the County Court in and for the county of Hartford the year ensuing.

This Assembly do appoint Roger Newton, Esq^r^, to be Judge of the County Court in and for the county of New Haven the year ensuing.

This Assembly do appoint Hezekiah Huntington, Esq^r^, to be Judge of the County Court in and for the county of New London the year ensuing.

This Assembly do appoint Abraham Davenport, Esq^r^, to be Judge of the County Court in and for the county of Fairfield the year ensuing.

This Assembly do appoint Shubael Conant, Esq^r^, to be Judge of the County Court in and for the county of Windham the year ensuing.

This Assembly do appoint John Williams, Esq^r^, to be Judge of the County Court in and for the county of Litchfield the year ensuing.

This Assembly do appoint Joseph Talcott, Esq^r^, to be Judge of the Court of Probate for the district of Hartford for the year ensuing.

This Assembly do appoint Joseph Spencer, Esq^r^, to be Judge of the Court of Probate for the district of East Hadam for the year ensuing.

This Assembly do appoint Jabez Hamlin, Esq^r^, to be Judge of the Court of Probate for the district of Middletown for the year ensuing.

This Assembly do appoint Zebulon West, Esq^r^, to be Judge of the Court of Probate for the district of Stafford for the year ensuing.

This Assembly do appoint Solomon Whitman, Esq^r^, to be Judge of the Court of Probate for the district of Farmington for the year ensuing.

This Assembly do appoint John Owen, Esq^r^, to be Judge

of the Court of Probate for the district of Symsbury for the year ensuing.

This Assembly do appoint John Hubbard, Esq^{r}, Judge of the Court of Probate for the district of New Haven the year ensuing.

This Assembly do appoint Nathaniel Hill, Esq^{r}, Judge of the Court of Probate for the district of Guilford the year ensuing.

[485] This Assembly do appoint the Hon^{ble} Gurdon Saltonstall, Esq^{r}, Judge of Probate for the district of New London for the year ensuing.

This Assembly do appoint the Hon^{ble} Hezekiah Huntington, Esq^{r}, Judge of Probate for the district of Norwich for the year ensuing.

This Assembly do appoint Charles Phelps, Esq^{r}, Judge of Probate for the district of Stonington for the year ensuing.

This Assembly do appoint Ebenezer Silliman, Esq^{r}, Judge of the Court of Probate for the district of Fairfield the year ensuing.

This Assembly do appoint Abraham Davenport, Esq^{r}, Judge of the Court of Probate for the district of Stamford the year ensuing.

This Assembly do appoint Thomas Benedict, Esq^{r}, Judge of the Court of Probate for the district of Danbury the year ensuing.

This Assembly do appoint Shubael Conant, Esq^{r}, Judge of the Court of Probate for the district of Windham for the year ensuing.

This Assembly do appoint Jabez Fitch, Esq^{r}, Judge of the Court of Probate for the district of Plainfield for the year ensuing.

This Assembly do appoint Ebenezer Williams, Esq^{r}, Judge of the Court of Probate for the district of Pomfret for the year ensuing.

This Assembly appoints Ebenezer Marsh, Esq^{r}, Judge of the Court of Probate for the district of Litchfield the year ensuing.

This Assembly appoints Daniel Sherman, Esq^{r}, Judge of the Court of Probate for the district of Woodbury the year ensuing.

This Assembly appoints John Williams, Esq^{r}, Judge of the Court of Probate for the district of Sharon the year ensuing.

This Assembly do appoint Samuel Talcott, Esq^{r}, to be a Justice of the Peace and Quorum in and for the county of Hartford the year ensuing.

This Assembly do appoint Seth Wetmore, Esq^{r}, to be a Justice of the Peace and Quorum in and for the county of Hartford the year ensuing.

This Assembly do appoint Zebulon West, Esq^{r}, to be one of the Quorum for the county of Hartford the year ensuing.

This Assembly do appoint William Wolcott, Esq^{r}, to be a Justice of the Peace and Quorum in and for the county of Hartford the year ensuing.

This Assembly do appoint John Chester, Jabez Hamlin, William Wolcott, Seth Wetmore, Samuel Talcott, George Wyllys, Joseph Talcott, John Ledyard, Thomas Hosmer, Jonathan Hills, John Pitkin, Elisha Williams, Solomon Wills, Thomas Belding, Samuel Ennos, Josiah Bissell, Henry Allyn, Alexander Wolcott, Erastus Wolcott, Charles Elsworth jun^{r}, Joseph Southmaid, Nathaniel Chauncey, Mathew Talcott, Solomon Whitman, Hezekiah Gridley, Jared Lee, Joseph Hart, John Strong, Selah Hart, Isaac Lee jun^{r}, John Owen, Judah Holcomb, Jonathan Pettibone, Hezekiah Humphry, Oliver Humphry, Hezekiah Brainerd, Joseph Wells, Jonathan Hale, John Kimberly, William Wells, Samuel Kent, Alexander King, Daniel Cone, Daniel Brainerd, Epaphras Lord, John Watrous, Daniel Foot, Peter Bulkley, Henry [486] Champion, Samuel Gilbert, || Alexander Phelps, David Barber, John Phelps, Ephraim Terry, Joseph Olmsted, Benjamin Talcott, Thomas Pitkin, Samuel Cobb, Isaac Pinney, Daniel Alden, Abner Barker, Samuel Reynolds, David Sage, Nathaniel Freeman, James Wadsworth, Fisher Gay, Benjamin Payne, Jabez Chapman jun^{r}, Ebenezer White, Samuel Huntington and Moses Holmes, Esq^{rs}, to be Justices of the Peace in and for the county of Hartford for the year ensuing.

This Assembly do appoint John Hubbard, Elihu Chauncey, Thomas Darling and Nathaniel Hill, Esq^{rs}, to be Justices of the Peace and Quorum in and for the county of New Haven for the year ensuing.

This Assembly do appoint Roger Newton, Benjamin Hall, John Whiting, Daniel Lyman, Jared Ingersol, Samuel Bishop jun^{r}, Nathan Whiting, Samuel Hemingway, Samuel Sacket, Joshua Chandler, Simeon Bristol, Caleb Beecher, Robert Treat, Nathan Baldwin, John Fowler, Timothy Russell, Charles French, John Daviss, Joseph Hull jun^{r}, Thomas Mathews, Joseph Hopkins, Caleb Humiston, Timothy Judd, Jonathan Baldwin, John Hall, Elihu Hall, Caleb Merriman, Benjamin Hall 4th, Aaron Lyman, Macock Ward, James Wadsworth jun^{r}, Nathaniel Ruggles, Joseph Pynchon, Josiah Meiggs, Timothy Todd, Simeon Chittenden, Jonathan Russell,

Samuel Barker, Josiah Rogers, James Barker, James Abraham Hilhouse, David Baldwin, Samuel Lewis, Thomas Burgiss jun^{r}, and Dan Johnson, Esq^{rs}, to be Justices of the Peace in and for the county of New Haven for the year ensuing.

This Assembly do appoint Richard Lord, Pygan Adams, Samuel Coit, William Hilhouse and John Murdock, Esq^{re}, to be Justices of the Peace and Quorum in and for the county of New London for the year ensuing.

This Assembly do appoint Gurdon Saltonstall, Daniel Coit, Jeremiah Miller, Richard Law, Jonathan Lattimer jun^{r}, Humphrey Avery, William Whiting, Elisha Fitch, Ebenezer Hartshorn, Jacob Perkins, Simon Tracy jun^{r}, Samuel Huntington, Elisha Lothrop, Benjamin Huntington, Elijah Backus, William Witter, Benjamin Coit, Samuel Mott, Joseph Denison, Samuel Prentiss, Amos Cheesbrough, John Williams, Charles Phelps, Paul Wheeler, Luke Perkins, Nathan Smith, Ebenezer Avery, William Williams, William Avery, Samuel Ely, Benjamin Lee, John Lay the 2d, George Dorr, Samuel Selden, Samuel Holden Parsons, John Tully, Hezekiah Whittelsey, John Shipman, Justus Buck, Benjamin Williams, Benjamin Gale, Elnathan Stephens, Aaron Eliot, John Pierson, Theophilus Morgan, John Still Winthrop, Richard Hyde, Christopher Leffingwell, Robert Crary, Stephen Babcock, Nathaniel Minor, Benadam Gallop, to be Justices of the Peace in and for the county of New London for the year ensuing.

This Assembly do appoint John Read, Samuel Adams, Robert Fairchild and Joseph Platt, Esq^{rs}, to be Justices of the Peace and Quorum in and for the county of Fairfield for the year ensuing.

This Assembly do appoint Theophilus Nichols, Agur Tomlinson, Ichabod Lewis, James Walker, Daniel Fairchild, Ebenezer Sillman, David Burr jun^{r}, Lothrop Lewis, Thomas Hill, Samuel Bradley jun^{r}, Daniel Silliman, David Cooley, John Burr jun^{r}, Samuel Fitch, Thomas Fitch jun^{r}, Theophilus Fitch, Elias Betts, Thomas Belden, Thomas Young, Charles Webb, Benjamin Weed, Peter Mead, John Mead, Edward Brush, David Knap, Messenger Palmer, Samuel Olmsted, Samuel Smith, Philip Burr Bradley, Thomas Benedict, Joseph Platt Cook, Daniel Taylor jun^{r}, Sam^{l} Taylor, Thomas Brush, Ephraim Hubbel, Caleb Baldwin, Richard Fairman, Henry Glover, Stephen Mead, Timothy Benedict, David Waterbury jun^{r}, David Wilcox, Esq^{rs}, to be Justices of the Peace in and for the county of Fairfield for the year ensuing.

This Assembly do appoint Jabez Fitch, Joshua West,

Ebenezer Williams and William Williams, Esq^rs, to be Justices of the Peace and Quorum in and for the county of Windham for the year ensuing.

This Assembly do appoint Jonathan Huntington, Samuel Gray, Jedidiah Elderkin, Nathaniel Wales jun^r, Jacob Simons, Hezekiah Manning, William Metcalf, Benajah Bill, John Dyer, John Curtiss, Joseph Storrs, John Salter, Isaac Coit, Elisha Payne, William Osgood, Thomas Williams, John Grosvenor, Jacob Dresser, Thomas Moffat, Bryant Brown, [487] || William Danielson, Joseph Strong, Phineas Strong, Ephraim Root, Elijah Whiton, Benjamin Sumner, John Smith, Robert Dixon, Jeremiah Kinne, Samuel Stewart, Samuel Chandler, Nathaniel Child, Ebenezer Wales, Abner Sessions, Esq^rs, to be Justices of Peace in and for the county of Windham for the year ensuing.

This Assembly do appoint Ebenezer Marsh, Increase Mosely, Daniel Sherman, Bushnel Bostwick, Esq^rs, to be Justices of the Peace and Quorum in and for the county of Litchfield for the year ensuing.

This Assembly do appoint John Williams, Timothy Collins, Jacob Woodruff, Isaac Baldwin, David Welch, Daniel Everit, Benjamin Hinman, Gideon Walker, Benjamin Stiles, Thomas Warner, Paul Welch, Samuel Bostwick, Samuel Canfield, John Ransom, Daniel Lee, Nathan Eliott, Cyrus Marsh, Daniel Griswold, James Landon, John Hutchinson, Joshua Porter, John Beebe, Charles Burril, Elisha Baker, John Beach, Samuel Nash, Ebenezer Norton, Thomas Russell, Heman Swift, Abijah Catlin, Daniel Catlin, Isaac Kellogg, Mathew Gillett, John Cook, Epaphras Sheldon, Michael Humphry, Nehemiah Andruss, Esq^rs, to be Justices of the Peace in and for the county of Litchfield for the year ensuing.

This Assembly do appoint John Williams, Esq^r, to be Colonel of the fourteenth regiment of militia in this Colony.

This Assembly do appoint Thomas Chittenden, Esq^r, to be Lieutenant Colonel of the fourteenth regiment of militia in this Colony.

This Assembly do appoint Charles Burrel, Esq^r, to be Major of the fourteenth regiment of militia in this Colony.

This Assembly do appoint Samuel Holden Parsons, Esq^r, to be Major of the third regiment in this Colony.

This Assembly do establish James Clark to be Lieutenant of the eleventh company or trainband in the 7th regiment in this Colony.

This Assembly do establish Charles Sears to be Ensign of

the eleventh company or trainband in the 7th regiment in this Colony.

This Assembly do establish William Seward jun^{r} to be Captain of the 12th company or trainband in the seventh regiment in this Colony.

This Assembly do establish James Wadsworth to be Captain of a troop of horse in the 15th regiment in this Colony.

This Assembly do establish Daniel Sloper to be Lieutenant of a troop of horse in the 15th regiment in this Colony.

This Assembly do establish Uriah Seymour to be Cornet of a troop of horse in the 15th regiment in this Colony.

This Assembly do establish Amos Cowles to be Quarter-Master of a troop of horse in the 15th regiment in this Colony.

This Assembly do establish James Pinneo jun^{r} to be Ensign of the 6th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Moses Averill to be Captain of the third company or trainband in the town of New Milford.

This Assembly do establish William Cogswell to be Lieutenant of the third company or trainband in the town of New Milford.

This Assembly do establish Morgan Noble to be Ensign of the third company or trainband in the town of New Milford.

This Assembly do establish Josiah Sabin to be Captain of the third company or trainband in the 7th regiment in this Colony.

[488] This Assembly do establish Samuel Perren to be Lieutenant of the third company or trainband in the 7th regiment in this Colony.

This Assembly do establish Joseph Eliott to be Captain of the 12th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Jacob Converse to be Lieutenant of the 12th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Richard Child to be Ensign of the 12th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Nathan Hutchens to be Captain of the 7th company or trainband in the town of Norwich.

This Assembly do establish Joseph Ayer to be Lieu-

tenant of the 7th company or trainband in the town of Norwich.

This Assembly do establish Jacob Hazzen to be Ensign of the 7th company or trainband in the town of Norwich.

This Assembly do establish Zephaniah Taylor to be Ensign of the 2d company or trainband in the town of Suffield.

This Assembly do establish Benjamin Morriss to be Captain of the 18th company or trainband in the 11th regiment in this Colony.

This Assembly do establish James Fuller to be Lieutenant of the 18th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Samuel Chandler to be Ensign of the 18th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Aaron Cleaveland to be Captain of the 9th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Samuel Brown to be Ensign of the 2d company or trainband in the town of Waterbury.

This Assembly do establish Jabez Gregory to be Ensign of the first company in the 1st society in the town of Norwalk.

This Assembly do establish Edmund Badger to be Captain of the troop of horse in the 5th regiment in this Colony.

This Assembly do establish Ebenezer Backus to be Lieutenant of the troop of horse in the 5th regiment in this Colony.

This Assembly do establish John Ripley to be Cornet of the troop of horse in the 5th regiment in this Colony.

This Assembly do establish Thomas Dyer to be Quarter-Master of the troop of horse in the 5th regiment in this Colony.

This Assembly do establish Job Camp to be Quarter-Master of a troop of horse in the 10th regiment in this Colony.

This Assembly do establish Abiel Abbott to be Captain of the 6th company or trainband in the 5th regiment in this Colony.

This Assembly do establish James Stedman to be Lieutenant of the 6th company or trainband in the 5th regiment in this Colony.

This Assembly do establish John Loomis to be Ensign

of the 6th company or trainband in the 5th regiment in this Colony.

[489] This Assembly do establish Elisha Sill to be Captain of the west or south company or trainband in the town of Goshen.

This Assembly do establish Stephen Olmsted to be Captain of the 17th company or trainband in the 6th regiment in this Colony.

This Assembly do establish Silas Dunham to be Lieutenant of the 17th company or trainband in the 6th regiment in this Colony.

This Assembly do establish Stephen Gates to be Ensign of the 17th company or trainband in the 6th regiment in this Colony.

This Assembly do establish Isaac Bostwick to be Captain of the second company or trainband in the town of New Milford.

This Assembly do establish Elizur Warner to be Lieutenant of the second company or trainband in the town of New Milford.

This Assembly do establish Benjamin Brownson to be Ensign of the second company or trainband in the town of New Milford.

This Assembly do establish Roger Brown to be Lieutenant of the westermost company or trainband in the town of Greenwich.

This Assembly do establish * to be Ensign of the westermost company or trainband in the town of Greenwich.

This Assembly do establish Benjamin Bissell to be Captain of the east company or trainband in the town of Torrington.

This Assembly do establish John Birge to be Lieutenant of the east company or trainband in the town of Torrington.

This Assembly do establish Elijah Gaylord to be Ensign of the east company or trainband in the town of Torrington.

This Assembly do establish Ebenezer Cooley to be Captain of a company or trainband in Norfield.

This Assembly do establish Enoch Baldwin to be Cornet of the troop of horse in the second regiment in this Colony.

This Assembly do establish Isaac Treat to be Quarter-Master of the troop of horse in the second regiment in this Colony.

This Assembly do establish Israel Thomas to be Ensign

* The name has been erased from the record.

of the 16th company or trainband in the second regiment in this Colony.

This Assembly do establish Abraham Blakslee to be Captain of the 9th company or trainband in the 2d regiment in this Colony.

This Assembly do establish Jacob Brockett to be Lieutenant of the 9th company or trainband in the second regiment in this Colony.

This Assembly do establish Joshua Barns to be Ensign of the 9th company or trainband in the second regiment in this Colony.

This Assembly do establish George Catlin to be Captain of the 7th company or trainband in the 15th regiment in this Colony.

This Assembly do establish Joseph Cook to be Lieutenant of the 7th company or trainband in the 15th regiment in this Colony.

This Assembly do establish Ephraim Hollister to be Lieutenant of the 3d military company or trainband in the 15th regiment in this Colony.

This Assembly do establish John Lee to be Ensign of the 3d company or trainband in the 15th regiment in this Colony.

[490] This Assembly do establish Joseph Hickox to be Lieutenant of the south company or trainband in the town of Durham.

This Assembly do establish Samuel Camp to be Ensign of the south company or trainband in the town of Durham.

This Assembly do establish Timothy Dimmock to be Captain of the 4th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Elias Buell to be Lieutenant of the 4th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Jeremiah Ripley to be Ensign of the 4th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Nathaniel Brown to be Captain of the second company or trainband in the 6th regiment in this Colony.

This Assembly do establish Samuel Johnson to be Lieutenant of the second company or trainband in the 6th regiment in this Colony.

This Assembly do establish Return Jonathan Meigs to be Ensign of the second company or trainband in the 6th regiment in this Colony.

This Assembly do establish Daniel Hill to be Captain of a company or trainband in the east division in Redding.

This Assembly do establish Simon Couch to be Lieutenant of the company or trainband in the east division in Redding.

This Assembly do establish Peter Lyon to be Ensign of the company or trainband in the east division in Redding.

This Assembly do establish Elisha Fox to be Lieutenant of the 7th company or trainband in the town of New London.

This Assembly do establish John Raymond junr to be Ensign of the 7th company or trainband in the town of New London.

This Assembly do establish George Benjamin to be Lieutenant of the first company or trainband in the town of Stratford.

This Assembly do establish Ebenezer Coe to be Ensign of the first company or trainband in the town of Stratford.

This Assembly do establish Adam Waters to be Captain of the 17th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Silas Peepon to be Lieutenant of the 17th company or trainband in the 12th regiment in this Colony.

This Assembly do establish David Tarbox to be Ensign of the 17th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Nehemiah Beardsley to be Captain of the company or trainband in the south society in New Fairfield.

This Assembly do establish Stephen Pardee to be Lieutenant of the company or trainband in the south society in New Fairfield.

This Assembly do establish Peter Penfield to be Ensign of the company or trainband in the south society in New Fairfield.

This Assembly do establish Aaron Geer to be Lieutenant of the 16th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Meletia Bingham to be Ensign of the 16th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Ebenezer Squire to be Lieutenant of a company or trainband in the society of Norfield.

[491] This Assembly do establish Caleb Hall to be Lieutenant of the second company or trainband in the town of Wallingford.

This Assembly do establish Isaac Cook junr to be Ensign of the second company or trainband in the town of Wallingford.

This Assembly do establish Ezra Tuttle to be Captain of the 12th company or trainband in the 2d regiment in this Colony.

This Assembly do establish Noah Ives to be Lieutenant of the 12th company or trainband in the second regiment in this Colony.

This Assembly do establish Ephraim Humiston to be Ensign of the 12th company or trainband in the 2d regiment in this Colony.

This Assembly do establish Simeon Smith to be Lieutenant of the 15th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Ebenezer Walker junr to be Ensign of the 15th company or trainband in the 5th regiment in this Colony.

This Assembly do establish John Lewis to be Captain of the third company or trainband in the first society in the town of Waterbury.

This Assembly do establish Samuel Porter to be Lieutenant of the third company or trainband in the first society in the town of Waterbury.

This Assembly do establish Amos Osborn to be Ensign of the third company or trainband in the first society in the town of Waterbury.

This Assembly do establish Samuel Filer junr to be Ensign of the 5th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Nathan Johnson to be Captain of the 13th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Joshua Fuller to be Lieutenant of the 13th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Paul Bloggett to be Ensign of the 13th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Duran Tinker to be Lieutenant of the 6th company or trainband in the town of Lyme.

This Assembly do establish Vintin Beckwith to be Ensign of the 6th company or trainband in the town of Lyme.

This Assembly do establish Amos Wilcoxson junr to be Captain of the 7th company or trainband in the town of Symsbury.

This Assembly do establish William Wilcockson jun^{r} to be Lieutenant of the 7th company or trainband in the town of Symsbury.

This Assembly do establish John Brown to be Ensign of the 7th company or trainband in the town of Symsbury.

This Assembly do establish Daniel Sheldon to be Captain of the second company or trainband in the town of Hartford.

This Assembly do establish Medad Webster to be Lieutenant of the second company or trainband in the town of Hartford.

This Assembly do establish Israel ,Seymour to be Ensign of the second company or trainband in the town of Hartford.

[492] This Assembly do establish Elijah Palmer to be Ensign of the first company or trainband in the town of Stonington.

This Assembly do establish Elihu Chesebrough to be Lieutenant of the first company or trainband in the town of Stonington.

This Assembly do establish Edward Williams to be Ensign of the 5th company or trainband in the town of Stonington.

This Assembly do establish John Tomlinson to be Captain of the 18th company or trainband in the second regiment in this Colony.

This Assembly do establish Nathan Smith to be Lieutenant of the 18th company or trainband in the 2d regiment in this Colony.

This Assembly do establish Bradford Steel to be Ensign of the 18th company or trainband in the 2d regiment in this Colony.

This Assembly do establish Reuben Atwater to be Captain of the first company or trainband in New Cheshire parish in the town of Wallingford.

This Assembly do establish Andrew Hull to be Lieutenant of the first company or trainband in New Cheshire parish in the town of Wallingford.

This Assembly do establish Jesse Moss to be Ensign of the first company or trainband in New Cheshire parish in the town of Wallingford.

This Assembly do establish Noah Skinner to be Captain of the 9th company or trainband in the 12th regiment in this Colony.

This Assembly do establish John Isham 2d to be Lieutenant of the 9th company or trainband in the 12th regiment in this Colony.

This Assembly do establish James Kinne jun^{r} to be Cap-

tain of the 13th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Joseph Palmer jun^{r} to be Ensign of the 13th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Samuel Freeman to be Captain of the 4th company or trainband in the town of Preston.

This Assembly do establish Joshua Meech to be Lieutenant of the 4th company or trainband in the town of Preston.

This Assembly do establish Jesse Starkweather to be Ensign of the 4th company or trainband in the town of Preston.

This Assembly do establish Jonathan Lester to be Captain of the troop of horse in the 3d regiment in this Colony.

This Assembly do establish Benjamin Throop jun^{r} to be Cornet of the troop of horse in the 3d regiment in this Colony.

This Assembly do establish Jedediah Buckingham to be Captain of the 6th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Asahel Clark to be Lieutenant of the 6th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Daniel Griswold to be Captain of the 4th company or trainband in the 7th regiment in this Colony.

This Assembly do establish Elnathan Hurd to be Ensign of the 4th company or trainband in the 7th regiment in this Colony.

[493] This Assembly do establish Edward Russell to be Ensign of the 3d company or trainband in the 2d regiment in this Colony.

This Assembly do establish Ephraim Cook jun^{r} to be Captain of the 2d company or trainband in New Cheshire parish in the town of Wallingford.

This Assembly do establish Munson Meriam to be Lieutenant of the 2d company or trainband in New Cheshire parish in the town of Wallingford.

This Assembly do establish John Beach to be Ensign of the 2d company or trainband in New Cheshire parish in the town of Wallingford.

This Assembly do establish Abiel Cheeney to be Captain of the 7th company or trainband in the 6th regiment in this Colony.

This Assembly do establish Joseph Blague to be Lieuten-

ant of the 7th company or trainband in the 6th regiment in this Colony.

This Assembly do establish Noadiah Russell to be Ensign of the 7th company or trainband in the 6th regiment in this Colony.

This Assembly do establish John Penfield to be Captain of the 17th company or trainband in the 6th regiment in this Colony.

This Assembly do establish Daniel Shepard to be Lieutenant of the 17th company or trainband in the 6th regiment in this Colony.

This Assembly do establish Zacheus Goodrich to be Ensign of the 17th company or trainband in the 6th regiment in this Colony.

An Act repealing an Act of this Colony intituled An Act for laying and collecting a Duty on Goods and Merchandize brought in for sale by Persons not Inhabitants of this Colony.*

Whereas the provisions of said act prove not beneficial to the inhabitants of this Colony, but prejudicial to commerce,

Be it therefore enacted by the Governor, Council, and Representatives, in General Court assembled, and by the authority of the same, That the said act be repealed, and the same is hereby repealed and made void.

An Act in Addition to a Law of this Colony entituled An Act for erecting and establishing the County of Litchfield and granting the Powers and Privileges of the Same.

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That for the future the superior court shall be held at Litchfield in and for the county of Litchfield twice in the year, *viz:* at the time stated in said act, and on the last Tuesday save two in February annually.

An Act in Addition to and Alteration of an Act in Addition to one Law of this Colony intituled An Act for regulating Goals and Goalers.

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That when any of the county courts in this Colony shall appoint a collector or collectors to collect a county tax, and such collector or collectors shall refuse to accept said trust or collect such tax, any collector refusing shall pay a fine of twenty-six shillings, lawful money, into the treasury of that county in which such person refusing shall live, unless excused by the county court. And the treasurer of the county is hereby directed and fully impowered to sue for and

* Dr. Johnson wrote to Governor Trumbull, in a letter received by the latter March 2, 1770, that this act gave great umbrage in England, and that those who wished the Colony no good meant to avail themselves of it in the course of the next session of parliament. *Mass. Hist. Soc. Collections*, xlix, 387, *etc.*

recover such fine; any law, usage or custom to the contrary notwithstanding.

An Act in further Addition to an Act intituled An Act for providing and regulating Jurors in Civil Actions.

[494] *Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same*, That for the future the town of Waterbury in the county of New Haven shall chuse the number of twelve jurymen, instead of six, at the time, in manner, and for the purpose, as in and by said act is provided; any law, usage or custom to the contrary notwithstanding.

Whereas a sum of money is necessary for payment of the incident charges of government, which the public treasury is (at present) in no wise able to supply,

Be it therefore enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That there be forthwith imprinted the sum of ten thousand pounds in bills of credit on this Colony equal to lawful money, of suitable denominations from two shillings and six pence to forty shillings, as the committee herein appointed shall direct, and of the same tenor of the late emissions of bills of credit of this Colony, with interest at two pounds ten shillings *per cent. per annum*, payable at or before the tenth day of May, 1772, and dated the day of the sessions of this Assembly. And John Chester, William Pitkin, George Wyllys and Benjamin Payne, Esq^{rs}, or any three of them, are appointed a committee for the purpose aforesaid, to take care that said bills be imprinted with all convenient speed, and to sign and deliver over the same to the Treasurer of this Colony taking his receipt therefor. And the said committee shall be sworn to a faithful discharge of their said trust. And the said Treasurer is hereby directed to pay out all said bills with the interest computed thereon according to the orders of this Assembly.

And for providing and establishing an ample and sufficient fund to call in, sink and discharge the aforesaid sum of ten thousand pounds to be emitted as aforesaid,

Be it enacted by the authority aforesaid, That a tax of two pence on the pound be and is hereby granted and ordered to be levied on all the polls and rateable estate in this Colony, according to the list thereof to be brought in to this Assembly in October, 1770, with the additions; which tax shall be collected and paid into the treasury of this Colony by the last day of December, 1771; which tax may be discharged by paying the bills emitted by this act or lawful money, and no otherwise. And the Treasurer of this Colony is hereby

ordered and directed to send forth his warrants for collecting the same tax accordingly.

And whereas a further sum is necessary for the payment of the debts &c. due from this Colony,

It is therefore further enacted by the authority aforesaid, That a tax of two pence on the pound be and is hereby granted and ordered to be levied on all the polls and rateable estate in this Colony according to the list thereof brought into this Assembly in October, 1769, with the additions; which tax shall be collected and paid into the treasury of this Colony by the last of December, 1770; which tax may be discharged by paying lawful money or bills of credit on this Colony. And the Treasurer of this Colony is hereby ordered and directed to send forth his warrants for collecting the aforesaid tax accordingly. And the aforesaid Treasurer is hereby ordered and directed to receive said tax and pay out the same according to the orders of this Assembly.

An Act in Addition to an Act intituled An Act concerning Petitions and Prayers or Memorials to the General Assembly.

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That for the future no petition brought to the Assembly and to be heard upon the merits of the cause, (except such as are brought complaining of error in the judgment of the superior court,) shall have a public hearing of the parties before the Assembly *viva voce:* but every petition, except as before excepted, shall be determined upon the pleas and exhibits made in writing only; and that the Assembly at discretion may refer any such petitions to be heard by a committee for that purpose appointed, who shall make their report to the Assembly in writing, with the exhibits produced and their opinion thereon; and that when any exception to or remonstrance against such report shall be made, the same shall be made in writing, and that neither party shall have liberty of being heard thereon *viva voce*. And the same restriction [495] shall be observed in ‖ discussing any report of a committee in any cause that shall lie before the Assembly for their determination or decree; any law, usage or custom to the contrary notwithstanding.

This Assembly do appoint John Chester, Jabez Hamlin and William Williams, Esq^rs, Agents for the Governor and Company of this Colony, to enquire after all debts, dues and demands, owing and payable to the said Governor and Company by bill, bond or any other security, and for all fees, fines and forfeitures in the Secretaries and clerk of the superior courts offices, and to settle with the former agents, King's attornies

and the managers of the government lottery and Ferry-Point Wharf lottery, and with the naval officers, also all escheats or mortgages, uncollected rates, monies and executions in the hands of any officer or officers in this Colony, and all other dues and demands whatever, (excepting what relates to the settlement of accounts with Joseph Talcott, Esq^{r}, late Treasurer of this Colony,) and in the name and behalf of the said Governor and Company to demand and receive such sum or sums as may or shall be found due and owing to this Colony. And the said agents are directed to give due notice to all persons concerned to meet them at Hartford at such time as said agents shall appoint, and exhibit their accounts that the same may be by said agents adjusted and settled; and the balances being ascertained shall be forthwith paid or secured to be paid to the Treasurer of this Colony in a reasonable time, not exceeding one year. And if any person or persons so notified shall neglect or refuse to appear and exhibit his or their account to said agents, or to settle and adjust the same, or being found in arrear shall refuse or neglect to pay or secure the same as aforesaid, said agents are hereby directed and fully authorized and impowered, in the name and behalf of the said Governor and Company, to commence proper action or actions as shall be necessary to recover all such sum or sums of money as shall be due from every such person or persons so neglecting or refusing as aforesaid, and the same prosecute to final judgment and execution. Provided nevertheless, that upon examination of any accounts or other matters presented for settlement as aforesaid any difficulties shall arise which said agents shall apprehend they cannot safely determine, in every such case said agents are hereby directed to suspend any suit and to state the matter in writing and lay the same before the General Assembly to be held in October next, for their direction. Provided also, that if any bonds, notes or other securities shall be in danger of being lost by coming within the statute of limitations before the said agents shall meet to settle the same as aforesaid, that then such bonds or securities shall be immediately put in suit, unless new sufficient security be given payable as aforesaid. And the said agents are directed upon the receipt of any sum or sums of money forthwith to pay the same to the Treasurer of this Colony for the use of this Colony, and take his receipt therefor and lodge the same with the Secretary. And said agents are further directed and impowered, to consider and allow all such abatements as shall appear just and reasonable, which

by this Assembly were referred to the auditors to settle and adjust, as though they had been presented before the first day of September last. And the said agents are directed to make report of what they shall find and do in the premises to the General Assembly to be held at New Haven in October next.

Whereas the Auditors appointed by this Assembly to settle and adjust the Colony accounts with Joseph Talcott, Esq^{r}, late Treasurer &c. have on such settlement found and reported to said Assembly that there is a balance due from said Treasurer to the Colony of about twenty thousand pounds, whereupon this Assembly at their session in May last have ordered a suit at law to be instituted against said Mr. Talcott for recovery of the same, on his neglect to give proper security for payment thereof, which suit is not yet commenced; and whereas he supposes he ought in equity to be credited for sundry things which auditors cannot legally allow, and as there may be sundry bonds, notes and securities in his hands taken for the Colony debts or moneys which have not been thoroughly examined into; and whereas suspicions have arisen that negligence or unfaithfulness may have taken place or been committed in the management of the treasury; and whereas the said Mr. Talcott has by writing under his hand signified to this Assembly his ready wil- [496] lingness to submit to and accept ‖ such method of settling the account between the Colony and himself as they should think best: Whereupon it is resolved by this Assembly, that Gurdon Saltonstall, Nathaniel Wales jun^{r} and Nathan Whiting, Esq^{rs}, be and they are hereby appointed a committee to take into consideration all the matters relating to any further credits to which said Mr. Talcott may be equitably intituled, as also concerning any such bonds, notes or securities as aforesaid, with full power to convene before them the said late Treasurer and any other person or persons they shall think proper, and him and them fully examine under oath or otherwise as they shall judge requisite in order to make a full discovery of all matters and things relative to the accounts, conduct, management and transactions of said Treasurer and any other person or persons in and about the Colony treasure, goods or estate, about which said Treasurer's office has been conversant, and make report of what they shall find in the premises to this Assembly at their session in October next; and any suit against said Treasurer shall be suspended till the rising of said Assembly.

Whereas this Assembly are informed by William Pitkin,

Esq^{r}, late sheriff of Hartford county, that there is sundry executions which were committed to him and his deputies by Joseph Talcott, Esq^{r}, late Treasurer of this Colony, against sundry collectors appointed to collect the Colony taxes in the several towns in this Colony which remain unsatisfied, and he, the said Mr. Pitkin, having resigned his said office of sheriff, cannot execute or levy the same, neither can they be levied until renewed or *alias* executions issued in lieu thereof, requesting that he, the said William Pitkin, Esq^{r}, may get *alias* executions issued by the present Treasurer instead of said executions run out as aforesaid: Resolved by this Assembly, that Mr. Pitkin, the late sheriff of Hartford county, have liberty, and liberty is hereby allowed him, to lodge said executions run out as aforesaid in the hands of John Lawrence, Esq^{r}, the present Treasurer of this Colony, and in lieu thereof to take out *alias* executions signed by the said present Treasurer, and them commit to some proper officer to levy the same. Always provided, that nothing herein contained shall extend or be construed to extend to release or discharge the said Mr. Pitkin from any obligation lying upon him by law as sheriff.

Resolved by this Assembly, That his Honor the Governor be desired and he is hereby desired, to prepare and forward proper answers to those letters laid before this Assembly that require answers before the sessions of the Assembly in October next.

Resolved by this Assembly, That John Ledyard and John Lawrence, Esq^{rs}, be ordered and they are hereby ordered and directed as soon as may be, to procure a good bill or bills of exchange on some proper person or persons in London, to the amount of one thousand pounds sterling, and deliver the same to his Hon^{r} the Governor, who is hereby desired to transmit the same properly endorsed to Richard Jackson, Esq^{r}, of London, Agent of this Colony at the Court of Great Britain, to be by him applied to the use and benefit of this Colony.

This Assembly having at their session on October last appointed the Hon^{ble} Jonathan Trumbull, Esq^{r}, and Colo. George Wyllys a committee to make diligent search after all deeds of conveyance relative to the title of lands granted by the Crown to this Colony by the royal charter, and also the grant to the Duke of York &c., and all other grants that can affect this Colony, and said committee not having compleated their report they are requested to make further search about the premises and to report what they may discover.

This Assembly being informed that the proclamations for a fast throughout this Colony, to be kept and solemnized in the month of April last past, those proclamations ordered and directed to be published in the county of Fairfield failed in carriage and were not delivered till after the day appointed for the celebration of that solemnity was actually passed, and it is suspected that such delay was from unfaithfulness and unwarrantable negligence, and in contempt of the authority of this government, and not through mere casualty: Therefore resolved by this Assembly, that the King's Attorney in the said county of Fairfield be and is hereby ordered and directed to make strict enquiry into the causes and occasions of such failure, and if upon enquiry he finds the same to be occasioned by unfaithfulness or unwarrantable negligence, to proceed against any offender or offenders therein according to law and justice.

The Sums Total of the Additions (single and fourfold) to the Lists of the several Towns in this Colony, sent in to this Assembly are as follow, viz:

	Single.	Fourfold.		Single.	Fourfold.
Hartford,	£1053 1 0	£392 0 0	Farmington,	£420 0 0	£1048 4 8
Haddam,	550 0 6	43 4 0	Suffield,	116 11 0	140 0 0
Symsbury,	373 19 0	0 0 0	Colchester,	397 11 0	0 0 0
Windsor,	746 13 6	82 0 0	Tolland,	66 17 0	159 2 0
Bolton,	98 13 0	0 0 0	Somers,	144 13 0	0 0 0
East Haddam,	364 15 0	0 0 0	Stafford,	436 4 0	15 16 0
Willington,	54 1 0	0 0 0	Hebron,	28 13 0	416 16 0
Weathersfield,	46 16 0	0 0 0	Midletown,	879 7 3	38 8 0
East Windsor,	455 14 0	329 16 0	Chatham,	484 0 0	101 18 0
Glastonbury,	0 0 0	0 0 0	Enfield,	508 6 0	448 4 0
New Haven,	1835 14 9	872 16 6	Milford,	1303 16 3½	377 9 6
Durham,	39 0 0	58 0 0	Derby,	344 9 5	0 0 0
Branford,	296 7 0	203 4 0	Guilford,	25 12 1	403 14 0
Wallingford,	589 17 11	396 18 0	Waterbury,	397 16 3	449 8 0
New London,	257 1 0	0 0 0	Norwich,	800 19 5	1279 0 0
Lyme,	609 17 0	773 12 0	Stonington,	1000 14 0	2509 18 0
Preston,	91 3 3	384 8 0	Groton,	793 0 0	266 8 0
Saybrook,	378 6 11	921 5 0	Killingworth,	190 18 0	183 12 0
Fairfield,	1631 17 0	705 0 6	Stamford,	290 4 0	13 4 0
Norwalk	819 4 0	66 19 9	Danbury,	176 3 0	86 4 0
Greenwich,	1954 8 3	2984 15 0	Redding,	452 18 0	0 0 0
Ridgefield,	395 2 0	301 0 0	New Fairfield,	177 18 0	0 0 0
Newtown,	850 9 5	0 0 0	Stratford,	92 9 0	0 0 0
Windham,	0 0 0	605 4 0	Lebanon,	326 14 0	500 16 0
Canterbury,	717 18 0	6 16 0	Plainfield,	92 0 0	192 8 0
Pomfret,	398 6 0	183 12 0	Ashford,	796 7 6	0 0 0
Killingly,	48 0 0	18 0 0	Voluntown,	397 10 0	0 0 0
Woodstock,	0 0 0	0 0 0	Coventry,	626 3 9	97 0 0
Mansfield,	183 9 0	0 0 0	Litchfield,	380 2 0	20 0 0
Salisbury,	82 6 0	0 0 0	New Milford,	73 9 6	0 0 0
New Hartford,	7 1 0	139 2 0	Torrington,	81 10 0	0 0 0
Harwinton,	0 0 0	0 0 0	Woodbury,	375 16 9	875 16 0
Cornwall,	53 4 0	93 12 0	Canaan,	562 2 0	0 0 0
Sharon,	277 16 6	150 0 0	Kent,	0 0 0	174 18 0
Goshen,	413 3 0	0 0 0			

This Assembly being informed that Mr. Hezekiah Fitch, sheriff of Fairfield county, hath made and executed a deed to the Governor and Company of this Colony of a certain piece of land lying in the township of Stratford, containing forty-nine acres one quarter and fifteen rods of ground, lately taken by virture of an execution in favour of said sheriff against John and Thomas Porter of said Stratford,

and also that it will be for the interest of the Colony to sell and dispose said lands for the benefit of this Colony: Resolved by this Assembly, that Samuel Adams, Esq^{r}, and Capt. Gold Selleck Silliman be a committee to make sale of the land aforesaid by way of publick vendue to the highest bidder or otherways to the best advantage, and to take bond with sufficient sureties payable to the Governor and Company of this Colony in one or two annual payments as said committee shall judge most for the Colony's benefit, with the lawful interest for the same till paid. And said committee are hereby authorized, impowered and directed, in the name and behalf of the Governor and Company of this Colony, to make, execute and deliver a deed or deeds to the purchaser or purchasers of said land; and also said committee are [498] ‖ hereby directed to receive of said Mr. Sheriff Fitch the note he hath taken for the rent of the land for this present year, collect the money when due, and pay the same unto the Treasurer of this Colony and take his receipt therefor, and also lodge the bond or bonds taken for said land in the hands of the Treasurer of the Colony, take his receipt therefor, and lodge both said receipts in the hands of the Secretary.

Whereas Roger Sherman, Samuel Adams and Joshua West, Esq^{rs}, were appointed by the General Assembly held at Hartford in May last to lay out a highway from New Haven to Windham, who have reported to this Assembly that they have laid out and bounded the same from said New Haven through Durham and over Connecticut River at Kelley's Ferry, and given a particular description thereof, as by their report dated May, 1770,* which is accepted and approved by this Assembly appears: Resolved by this Assembly, that said report shall be recorded by the Secretary in the Records of Lands of this Colony, and that the highway therein described shall be opened and remain a public open highway, and that all fences and other obstructions and incumbrances shall be removed off from the same by the first day of May next, and the inhabitants of the respective towns in which the same is laid shall make and maintain the same in good repair with all needful bridges for the accommodation of travellers with carts and other carriages in the same manner as other public roads in this Colony are by law required to be made and repaired, and all fences or other incumbrances that shall be continued on said highway after the time aforesaid shall be deemed a common nuisance, and it shall be the duty of the surveyors of highways in the respective towns,

* *Travel*, ii, doc. 158.

and lawful for any other persons, to remove the same as such. And the damages done to particular proprietors of the lands through which said highway is laid shall be paid by the respective towns in whose bounds such lands are situate, as the selectmen and parties interested may agree, or as the same shall be apprized by Joshua West, William Williams, Joseph Trumbull, John Fowler and David Baldwin, Esq^{rs}, and Joseph Treat jun^{r}, or any three of them, who are hereby authorized to apprize the same upon application of the parties concerned, at the cost of said towns.

Upon the memorial of Adam, an Indian native belonging to Farmington, for himself and the rest of the tribe of Indians lately dwelling at East Haven, presented to this Assembly in October last, representing that the memorialists have a small interest in lands, value about thirty pounds, lately adjudged to them by this Assembly, which on account of their present situation, being removed away from said East Haven, they are desirous of selling; praying to be enabled to make sale of their said remaining right and interest under the direction of some suitable person, and the purchase monies in like manner to be laid out and disposed of: Resolved by this Assembly, that the said Adam, Indian, for himself and the rest of the said tribe be and he is hereby authorized and fully impowered and enabled, to make sale by deed in common and usual form of all such remaining right in the said Indian lands at East Haven aforesaid, under the direction and by and with the consent and concurrence of Samuel Bishop, Esq^{r}, of New Haven and John Strong, Esq^{r}, of Farmington, who are hereby authorized and desired to assist him, the said Adam, accordingly in the said matter; and the monies that shall be received by such sale the said Adam, by the consent and allowance of the said Messrs. Bishop and Strong, is hereby enabled to lay out and dispose of in the purchase of lands in the best manner for the benefit and advantage of said tribe.

Whereas by a resolution of this Assembly at their session at New Haven on the second Thursday of October, 1763, the inhabitants of the society of Chelsea in the town of Norwich were exempted from paying taxes to the Colony during the pleasure of this Assembly: Resolved by this Assembly, that the said society of Chelsea be no longer exempted from paying taxes to the Treasurer of this Colony.

This Assembly do appoint Benjamin Smith of Ridgefield Surveyor of Lands within and for the county of Fairfield.

[499] This Assembly do appoint William Vaughan of

New Fairfield Surveyor of Lands within and for the county of Fairfield.

This Assembly do appoint Peter Mead of Greenwich Surveyor of Lands within and for the county of Fairfield.

This Assembly do appoint Jesse Raymond of Norwalk Surveyor of Lands within and for the county of Fairfield.

Upon the petition of James Olcott, of Harwington in Litchfield county, against Samuel Barber of Harwington, representing to this Assembly that some time in the year 1764, the said Olcott gave a deed by way of security of about fifty-five acres of land and buildings for the said Barber's becoming bound for the said Olcott for about sixty pounds, New York money, and that the said Barber having since paid the same and that the said Olcott has since tendered to said Barber sixty-two pounds fifteen shillings and paid fifty shillings, lawful money, but that said Barber refused to reconvey the same to the said Olcott; praying for relief in the premises; and this Assembly having appointed John Chester, Jabez Fitch and Hezekiah Brainerd, Esq^{rs}, as a committee to enquire into all matters referred to in said petition, who having made their report to this Assembly in which they find that the said Olcott did give to the said Barber a deed of said land and buildings for his security only for being bound for said Olcott, that said Barber has been compelled to pay £63 19*s*. 7*d*. lawful money, and has had the use of said farm for more than four years, and that the whole sum now due to the said Barber in the premises is £71 19*s*. 7*d*. lawful money, and that the said Barber upon the payment or tendry of said sum ought to reconvey said land and premises to the said Olcott, so that he might have the same as in his former estate: Resolved by this Assembly, that the said Barber shall reconvey to the said Olcott the whole of said land and premises by the 6th day of August next, and cause and procure the said Olcott to be revested with the same right and title to the said lands and premises as he, the said Olcott, had thereto at the time of conveying the same to the said Barber as aforesaid, upon the said Olcott's paying or tendering to the said Barber the aforesaid sum of £71 19*s*. 7*d*. lawful money at or before the said sixth day of August next; and in case of failure of vesting said Olcott with such right and title thereto as aforesaid he, the said Barber, shall forfeit and pay to said Olcott the sum of three hundred pounds, lawful money. It is further ordered, that the petitionee have liberty to take off his indian corn and rye now on the premises.

Upon the petition of Jonathan Richardson &c. against

Eleazer Fitch jun^{r}, shewing to this Assembly that said Fitch had judgment and execution against the petitioners for about three hundred pounds, lawful money, in consequence of an award of arbitration &c., which execution said Fitch has levied on and taken the farm and dwelling-house of the said Jonathan, when there was sufficiency of land without said house, and complaining of some unfairness in the appriseement &c.; also shewing that said Fitch since said arbitration has received considerable sums of money of James Richardson aforesaid by the hand of Col. John Whiting &c., which ought to be defaulk'd out of said execution &c.; and praying for a committee to examine the matters complained of in said petition and report to make, as per petition on file: Resolved by this Assembly, that Richard Hide, William Witter, Esq^{rs}, and Capt. Guy Richards, be and they are hereby appointed a committee on the petition aforesaid, to enquire into the several matters therein alledged to be had and done subsequent to the arbitration mentioned and referred to in said petition relative to the levying said execution, apprizement of said land taken to satisfy the same, and the several payments which have been made by the petitioners, or either of them, to the petitionee since the said arbitration, and the interest arisen on said debt, and report thereof make of what they shall find in the premises to this Assembly at their sessions in October next, with their opinion thereon.

[500] Upon the petition of Richard Smith, of Boston in the Province of the Massachusets Bay, against Charles Caldwell of Hartford and George Caldwell of Salisbury, representing that the petitioner having entered into partnership with the petitionees, and in the course of about two years last past expended large sums of money in and about a certain furnace at said Salisbury and iron works at Symsbury, for securing which he, the petitioner, had taken a conveyance of said works and premises to himself under certain agreements contained and comprized in a certain bond &c. in the petition mentioned; further shewing, that by the said agreement the petitioner ought to have had certain company debts of the parties assigned over to him &c.; praying to have all the accounts of the parties adjusted and the petitioner's title to the premises confirmed &c., as by the petition on file: Resolved by this Assembly, that Eliphalet Dyar and John Chester, Esq^{rs}, and Mr. Richard Alsop, be and they are hereby appointed a committee with full power to examine by the oaths of the parties and otherwise as they shall judge proper, into all and singular the matters and things mentioned and set

forth in the petition, liquidate and adjust the several dealings and accounts of the parties, and their report make of and concerning the premises in such manner as that this Assembly may by their ultimate decree quiet the disputes of the parties and a final end make of all their controversies.

Upon the petition of William Cogshall, of Milford in the county of New Haven, administrator of Freegift Cogshall late of said Milford, deceas'd, representing that he brought his action against Major Edward Allyn of said Milford to the county court held in New Haven in April last, on a bond dated in the year 1740, given to said deceas'd in his life, to which the said Allyn pleaded the statute of limitation, to which the petitioner replied the acknowledgment of the duty of the bond within seventeen years before the date of said suit and a sum paid then on said bond and indorsed by said Allyn, which case was by said court adjudged in favour of said Allyn, that the said deceased was induced by the said Allyn to believe that such acknowledgment and endorsement would save said bond from the danger of said statute of limitations, and that said indorsement was made by said Allyn and the said deceased for the purpose of preventing said act from destroying said bond, and that it was a prevailing opinion at that time in that part of the country that such indorsement would so prevent any danger from said act: Resolved by this Assembly, that Benjamin Hall, Nathan Whiting, Esq^{rs}, and Daniel Lyman, Esq^{r}, be and they are hereby appointed a committee with full power and authority to enquire by the oath of the said Allyn and other evidences of and concerning the truth of the several matters and things alledged and set forth in said petition, and to report what they shall find together with their opinion thereon to the Assembly in October next.

Upon the petition of Solomon Wadhams, of Goshen in the county of Litchfield, against Ralph Isaacs, of New Haven in New Haven county, shewing to this Assembly that it was agreed between the petitioner and petitionee in the year 1763, that the said Isaacs from time to time should supply the said Wadhams with English goods purchased at New York and delivered at New Haven &c., and that thereupon the said Wadhams purchased of the said Isaacs English goods to the amount of about twelve hundred pounds, lawful money, according to said Isaacs' invoices, and complaining that the said Isaacs by taking the advantage of the said Wadhams' ignorance in trade had injured him by fraudulently receiving an exorbitant price for said goods and much more than he,

the said Isaacs, had agreed to sell the same at, and more than said Wadhams was made to believe he was to give for the same; praying for relief in the premises; which matters [501] were by this Assembly at their session in May, 1768, || referred to the consideration of Erastus Wolcott, Richard Alsop and Benjamin Payne, Esq^{rs}, as a committee to enquire into the premises; in pursuance of which appointment said committee made their report to this Assembly at their sessions in October A. Dom. 1768, which was rejected, and thereupon said committee were reappointed with power to examine into all matters mentioned and referred to in said petition; which said committee having made their report to this Assembly at their present sessions, in which they find that in the years 1763 and 1764 the said Wadhams purchased goods of the said Isaacs in the wholesale way to the amount of £1200 0*s*. 0*d*. lawful money, according to the footing of invoices made out by said Isaacs, and that the said Wadhams hath since paid him therefor; that said Wadhams during the course of said deal was new in trade and unacquainted with the usual and common prices of goods, and that the said Isaacs took the advantage of his ignorance and artfully drew him in and induced him to purchase said goods, and accordingly sold said goods to the said Wadhams at a very exorbitant and much dearer price than the said Wadhams was made to believe he was to give for the same, and also much dearer than the said Isaacs sold the same kind of goods to other country traders that he supplied, who were better acquainted with the prices of goods, contrary to said Isaacs's agreement to that purpose and with said Wadhams, also much dearer than such kind of goods were commonly sold for by others in the wholesale way, and that the said Wadhams had been injured thereby £81 15*s*. 9*d*. lawful money; and thereupon the said committee reported to this Assembly their opinion in the premises, that the said Isaacs ought in equity and good conscience to refund and pay back to the said Wadhams the aforesaid sum of £81 15*s*. 9*d*. lawful money, on account of the premises, and that the said Isaacs by a decree of this Assembly be compelled thereto accordingly; which said last mentioned report of said committee being by this Assembly at their present sessions accepted and approved &c.: Whereupon it is resolved by this Assembly, that the said Isaacs refund and pay back to the said Wadhams the aforesaid sum of £81 15*s*. 9*d*. lawful money, and that execution go forth accordingly from the Secretary of this Colony. *Execution granted June 8th*, 1770.

Whereas upon the petition of Silas Dean, of Weathersfield in Hartford county, and Mehitabel his wife, administratrix of the estate of Joseph Webb late of said Weathersfield, deceased, and in their own behalf, against Joseph Forbs and Sarah Forbs, both of said Weathersfield, children of Joseph Forbs late of said Weathersfield, deceased, which was preferred to the General Assembly of said Colony held at New Haven in October, 1766, before which Assembly the said children appeared by their father and guardian &c., since which time the said Mehitabel is deceased and the said Silas has taken administration as well of the goods and estate of the said Joseph, deceased, not administred at the death of said Mehitabel, as of the goods and estate of said Mehitabel, deceased, and in right of said deceased Joseph and Mehitabel prosecutes said petition &c. The General Assembly held at Hartford on the second Thursday of May, A. D. 1768, did appoint Messrs. John Lawrence, George Pitkin and Roger Newberry a committee to enquire into the matters in said petition alledged, and also into the matter of the sale of a piece of land to said Joseph Webb, deceased, in his life time by James Treat late of Weathersfield, deceased, ancestor of the petitionees, and under whom they claim, to see if anything was due in law or equity towards the purchase or amount of said land, and to consider and apply the same towards discharging the demands of the petitioner, if anything should appear due, and to report what they should find in the premises with their opinion thereon &c.; and said committee having made no report which is accepted by this Assembly: Resolved by this Assembly, that said committee be and they are hereby reappointed a committee to examine into the matters alledged in said petition and also into the sale of said land by said James Treat, deceased, to said Joseph Webb, deceased, in his life time, and the equity due to the petitionees thereon, and to apply the same to the [502] petitioners demands, if anything shall be found || due, and to make report of what they shall find in the premises with their opinion thereon, to this Assembly or the General Assembly to be holden at New Haven on the second Thursday of October next.

Upon the petition of John Braddick of New London, against Joseph Chew and others, preferred to this Assembly in May, 1768, and by sundry continuances comes to this Assembly, and at the General Court held at New Haven in October last Messrs. Richard Alsop of Midletown, Nathaniel Backus junr of Norwich, and Joseph Hurlburt of New Lon-

don, were appointed a committee to enquire and report &c., which committee not having reported: Resolved by this Assembly, that Messrs. Jeremiah Miller, Esq^{r}, and Joseph Hurlburt of New London, and Nathaniel Backus jun^{r} of Norwich, be and they are hereby appointed a committee with the same power and authority as said former committee, to enquire into all said matters mentioned in said petition and reexamine all said accounts referred to in said petition, and of what they shall find with their opinion thereon to make return to the next General Assembly.

Upon the petition of Ephraim Strong, Benjamin Fenn jun^{r} and Joseph Treat jun^{r}, of Milford in the county of New Haven, members of the second society in said Milford, and the rest of the inhabitants and members of said society, representing that in ancient times the inhabitants of said Milford in town meeting, being really proprietors of the common and undivided land, did sequester and appropriate to the use of the ministry in said Milford sundry pieces of said common land, which remain to this day undisposed of: one piece, called the meeting-house lot, bounded east by Town Street, south by Elizabeth Andrews and the heirs of Fletcher Newton, west by William Clark, north by Mary Hine, Susannah Oviat and the heirs of John Oviat and on Nathan Nettleton and highway; another, called Town Plain, bounded south and west on highways, north on Nathan Clark jun^{r}, east on Joseph Treat and Joseph Buckingham; the other piece, called Oronoque, bounded west on Stratford river, north by Richard Law, Jeremiah Baldwin and Joseph Rogers, west and south on Joseph Rogers: the first piece contains about five acres, the second about twenty acres, the third about thirty-five acres; and that the petitioners were made a society in the year 1760, by the General Assembly, and have constantly maintained and supported the gospel ministry among themselves since that time; that the inhabitants of the first society in said Milford take to themselves the profits of said parsonage lands almost excluding the petitioners: Resolved by this Assembly, that the inhabitants of both the first and second societies are tenants in common of the use and profits of said parsonage lands, and the same shall be aparted to each of said societies from time to time according to the sum total of the lists of the inhabitants of each society, to be improved for the use of the ministry in said societies.

The petition of John Harpin of Milford, against Oliver Delancey and company and others of New York, now lying

before this Assembly by continuance, is hereby further continued to the sessions of this Assembly to be held at New Haven in October next.

Whereas upon the petition of Seth Wetmore, Esq^{r}, Philip Mortimer, Joseph Ranney and Richard Alsop, all of and selectmen of Midletown in the county of Hartford, preferred to the General Assembly held at New Haven in October last, shewing that one William Starr of said Midletown was chosen [503] || collector of the Colony tax in the year 1758, and that before said collector had collected and paid the whole of said tax, and while an execution was against him in the hands of the then sheriff of Hartford county for the remainder of said tax that was then unpaid, the said William Starr went to sea and was lost, leaving estate more than sufficient to satisfy the remainder of said tax, and that the Treasurer of this Colony soon after sent out his execution against the petitioners as selectmen aforesaid, for the sum of £140 9*s*. 3*d*. together with £16 3*s*. 2*d*. for interest, and also for interest arising on said execution &c., praying relief &c.; and whereas said Assembly did appoint Elihu Chauncey, John Ledyard and William Williams, Esq^{rs}, a committee with full power to examine into all matters mentioned and referred to in said petition, receive and allow abatements on said rates in the same manner as has usually been done by the Treasurer or Auditors on other rates, find and state the just balance due from said collector to the Treasurer of the Colony, and make report &c.; and whereas said committee have now reported that they find that the said William Starr before he had collected the whole of said tax, whilst the execution was against him in the sheriff's hands unsatisfied, went to sea and was lost, leaving estate sufficient to satisfy what was due on said execution &c., and also that there is legal abatements made by two of the authority of said town amounting to £192 5*s*. 0½*d*. and also that there were former abatements to the amount of £6 7*s*. 10*d*. not included in said abatements of £192 5*s*. 0½*d*., which makes in the whole £198 12*s*. 10½*d*., and also that the whole of the abatements hitherto allowed on said rate is £61 11 8, which taken from the £198 12 10½ leaves said sum of abatement in favour of the collector of said tax to the amount of £137 1 2½, which ought to be allowed, and this sum taken out of £140 9*s*. 8*d*. for which sum execution went out leaves due on said rate £3 8*s*. 5*d*.; and further reported their opinion to be that said last mentioned sum with the interest thereof from the day it drew interest by law is the just balance due from said

collector to the Treasurer of this Colony; as per report on file, which report is now accepted, and thereupon: Resolved by this Assembly, that the account of said William Starr as collector of the tax aforesaid shall be credited the aforesaid sum of £137 1 2½, and the Treasurer of this Colony is hereby ordered to give the said William credit on his account for said tax the said sum of £137 1*s.* 2½*d.* accordingly.

Upon the petition of Charles Dewey, of Hebron in the county of Hartford, against Benjamin Taylor and others hereafter named, shewing to this Assembly that he, the said Charles Dewey, in his own right, Samuel Palmer in his own right, and the said Benjamin Taylor in his own right, John Rust and Mary his wife, in right of said Mary, Abraham Palmer in his own right, Israel Morey and Martha his wife, in right of said Martha, Nathan Whiting in his own right and as assignee to William Whiting, John Whiting, Samuel Whiting, Anna Fitch, David Worster and Mary his wife in right of said Mary, Timothy Pitkin and Temperance his wife, in right of said Temperance, Sylvanus Backus, Benjamin Lathrop and Sibil his wife, in right of said Sibil, Whiting Backus, [John] Benjamin and Lucretia his wife, in right of said Lucretia, Ebenezer Backus, Charles Backus and Delucena Backus, each one in his own right, Oliver Bulkley as assignee to Aaron Fish and Lydia his wife, in right of said Lydia, Eliphalet Edgerton and Luther Edgerton, each in his own right, William Tupper and Elizabeth Tupper in their right, Eliphalet Bulkley and Charles Bulkley in their right, Robert Lattimer and Lydia his wife, in right of said Lydia, Butless Hurlbut and Mary his wife, in right of said Mary, and Lucy Bulkley in her own right, all claim to hold right and title in one certain tract of land lying in Hebron aforesaid as the same is butted and bounded in said petition; that there never has been any full and compleat settlement and division of the same; that several of the claimants are [504] minors, and that the aforenamed claimants and others ‖ cut, destroy and carry away timber &c. off from said lands, contrary to right &c.; that when actions are commenced some of the claimants discharge the same, and that there is such a mixture of law and equity in the case that partition of the said tract of land can never be made and done by common course of law &c.; and thereupon praying this Assembly to appoint a wise and judicious committee with full power to call before them all the aforenamed parties and all others claiming property in said lands, hear and examine them all fully on their several and respective claims and pre-

tences of right to said lands, and report what they shall find in the whole matter with their opinion thereon to the General Assembly &c., as per petition on file: Resolved by this Assembly, that Jabez Hamlin, Zebulon West and Nathaniel Wales jun^{r}, Esq^{rs}, be and they are hereby appointed a committee with full power to call before them at such time and place as they shall appoint all the aforenamed parties and all others concerned in the premises, hear and examine into the several matters set forth in the said petition, and report what they shall find in the premises with their opinion thereon, setting forth the partition they may make of the premises, to the General Assembly to be holden at New Haven in October next. And the said committee are hereby directed to advertize in the publick newspapers in this Colony the time and place of their meeting upon the aforesaid business, at least one month before the time of their first meeting.

Upon the petition of Nathaniel Harrison, of Branford in the county of New Haven, against Joshua Chandler, Esq^{r}, of said New Haven &c., John Hubbard, Nathan Whiting and Samuel Bishop jun^{r}, Esq^{rs}, were appointed a committee and reappointed by the General Assembly in October, A.D. 1769, and the said Harrison dying since that time, Mary Harrison of said Branford, administratrix on the estate of the said deceased, being admitted by this Assembly to enter and prosecute said petition, and said committee not having finished or returned any report: Resolved by this Assembly, that said John Hubbard, Nathan Whiting and Samuel Bishop jun^{r}, Esq^{rs}, be and they are hereby reappointed a committee with all the powers formerly vested in them by said appointment, to enquire into the several matters and things contained in said petition and to report what they shall find with their opinion thereon to the General Assembly at their sessions in October next.

Whereas Nathaniel Harrison, late of Branford, preferred his certain petition to this Assembly in October, 1768, against John Ray and others, on which petition a committee have been appointed &c., and the same by continuance comes here; and whereas it appears that the said Nathaniel hath deceased since the sitting of this Assembly in October last, and his widow and relict Mary Harrison of said Branford is appointed administrator on the estate of the said Nathaniel, who now comes and moves to be allowed to enter herself as the plaintiff in said cause and to pursue the same &c.: Resolved by this Assembly, that the said Mary Harrison, administratrix on the estate of said Nathaniel Harrison deceased, be and

she is hereby admitted and allowed to enter her name as the plaintiff in said cause, and herself to pursue unto final end the said petition and the prayer thereof.

Upon the petition of John Gillett of Hebron, against Ebenezer Gillett of Lebanon, and others, John Chester, Erastus Wolcott and Jonathan Wells, Esq^{rs}, were by this Assembly at their sessions in October last appointed a committee to enquire and examine into the matters in said petition set forth and alledged &c., and make their report thereon to this Assembly at their present sessions, which committee have not yet made their report: Resolved by this Assembly, that said John Chester, Erastus Wolcott and Jonathan Wells, Esq^{rs}, be and they are hereby reappointed a committee with [505] full power to enquire &c. as per their appointment || last October &c., and make their report thereon to this Assembly at their session to be holden at New Haven in October next.

Upon the memorial of Abram Pettibone, of Farmington in the county of Hartford, shewing that he lives about twelve miles from the meeting-house in the first society in Farmington to which he now belongs, and within about three miles of the meeting-house in the town of New Hartford, where it is most accommodable and convenient for him to attend the publick worship &c.; praying to be annexed to the society in the said town of New Hartford &c., as per memorial &c.: Resolved by this Assembly, that the said Abram Pettibone with his family and the farm on which he now lives and improves be annexed to the society in the said town of New Hartford with all the privileges and immunities that the rest of the inhabitants of said society have and do enjoy, during the pleasure of this Assembly, and that he be excused from all ministerial taxes (or for building a new meeting-house) that have been granted or laid by the said first society in said town of Farmington.

Upon the petition of Edward Parker jun^{r}, of Wallingford in the county of New Haven, against Zebediah Brown, of Rye in the county of West Chester and Province of New York, a committee was appointed by the General Assembly in October last, who having reported that the petitioner and others being indebted to Jonathan Brown late of said Rye, deceased, and having given their obligations for said debts, the said Brown took a mortgage deed of one of the obligors and gave up their obligations, and notwithstanding applied to your petitioner and received of him a deed of his homestead containing twelve acres, bounded and described in said peti-

tion, dated the 24th day of January, A.D. 1764, which land in his life he conveyed by deed to said Zebadiah, and thereupon giving it as their opinion that said Zebediah should reconvey said land to your petitioner, which report is accepted by this Assembly: Resolved by this Assembly, that the said Zebediah Brown shall at or before the first day of September, A.D. 1770, by a good authentic deed of release or quit-claim release and quit-claim unto the petitioner, his heirs and assigns, all his right, title and interest in and unto the above described piece of land, and in case of his failure to comply with this order that he, said Zebadiah, shall forfeit and pay unto the petitioner the sum of three hundred pounds lawful money.

Upon the petition of John Andruss and Zebediah Andruss, both of Norwich, against Abiah Andruss, widow and relict of Richard Andruss late of Windham, deceased, preferred to this Assembly at their session in October last, therein representing that about the month of February, A.D. 1768, the said Richard died intestate, and soon after his death the said Abiah, the widow, wrote a letter to the petitioners, they being heirs and next of kin to said deceased, requesting them to come and take care about settling the estate of said deceased, and that the petitioners went to wait upon their aunt, the widow, when she desired one or both of them to take administration on said estate and declined to take administration herself, she being very infirm and upwards of seventy years of age; that thereupon the petitioners applied to the judge of probate for the district of Windham and produced said letter &c. and left the same on file as they supposed, and thereupon said judge of probate granted letters of administration to the petitioners on said estate, and thereupon the petitioners proceeded to take a true and perfect inventory of said estate and in all things fully and faithfully to administer upon and settle said estate, and paid all the debts &c. excepting the making a division of the surplus of said estate among the heirs of said deceased, and the petitioners delivered out to said widow such articles, goods and chattels of said deceased as she chose in part of her share &c., and all to her good satisfaction, as they supposed; that said widow afterwards moved for and obtained an appeal from the order and decree of said judge of probate in granting administration as aforesaid to the superior court held at Windham Sept. term, A.D. 1769; that the petitioners before said superior court were not able to produce said letter, though they were able to evince and prove by verbal testi-

mony that said Abiah did refuse to take administration &c.; [506] thereupon said || superior court did annul and disallow the judgment and decree of said court of probate in granting administration to your petitioners as aforesaid, and taxed cost against your petitioners £2 11 4 &c.; praying for relief, and that the order, judgment and decree of said court of probate in granting administration may be ratified and established &c., as per petition on file: Resolved by this Assembly, and this Assembly do hereby annul and set aside the aforesaid judgment of said superior court September term, 1769, and all proceedings consequent thereon. And this Assembly do ratify, affirm and establish the judgment, order and decree of said judge of probate for the district of Windham in granting letters of administration to the petitioners, and the same is hereby ratified, affirmed and established.

Upon the petition of Jonathan Ashley against Jonathan Seymour jun^{r}, &c., preferred to the General Assembly held at Hartford on the second Thursday of May, A.D. 1769, John Chester, John Pitkin and Thomas Hosmer, Esq^{rs}, were appointed a committee to hear and examine the several matters and things set forth and complained of in said petition, and to make report of what they should find with their opinion thereon to the General Assembly to be held at New Haven in October then next, and said committee not having executed their said commission said petition was by the General Assembly in October last continued to this Assembly and said committee reappointed, and said commission being not yet executed: Resolved by this Assembly, that said petition be and the same is hereby continued to the General Assembly to be held at New Haven in October next, and that John Chester, John Pitkin and Thomas Hosmer, Esq^{rs}, be and they are hereby reappointed a committee to enquire into all the matters and things set forth and complained of in said petition, and to make report of what they shall find with their opinion thereon to the General Assembly to be held at New Haven in October next.

Upon the petition of David Chrisse, of Waterbury in the county of New Haven, against George Nichols of said Waterbury and Daniel Benedict of Danbury, representing that said George Nichols had in an undue manner by artful and oppressive means in the conducting of a cause between one Jonathan Wright, now of Wallingford in the county of New Haven, obtained and gotten from the petitioner a deed of his house and lands in said Waterbury containing about fifty

acres, bounded east by Daniel Benedict and Ebenezer Benham, north on the heirs of Ephraim Warner, west on John Hotchkiss, George Nichols and highway, and south on highway; the General Assembly in their sessions at New Haven in October last appointed a committee with full power to enquire into the truth of the several matters contained in said petition, which committee have made report to this Assembly, that the petitioner purchased said described land of said Wright who insisted on unlawful interest and had the same comprized in a note given him by the petitioner for twenty pounds, on which he brought his suit in January, 1765; that the petitioner stood ready to pay the just sum due on said note deducting the unlawful interest at the computation of indifferent gentlemen, who found £6 10*s*. 1½*d*., which said Wright upon a communication with said Nichols refused to accept and in April, 1765, recovered judgment against the petitioner on said £20 0*s*. 0*d*. note for the sum of £30 3 4 debt and cost, which execution said Nichols directed to be levied on part of said land, in manner very inconvenient and hurtful to the petitioner, whereby the petitioner was induced with great reluctance to give three notes of hand in satisfaction of said execution to said Nichols payable to said Nichols, whereon he recovered judgment amounting to £44 18 10, and the said Nichols had another execution in said Wright's favour against the petitioner for £3 5*s*. 4*d*. for cost in attempting to procure a new tryal on said twenty pound note, two of the least of which executions [507] being delivered to || officers the petitioner was taken thereby and held until with reluctance some time in February, 1767, he gave a clear deed of his whole farm above described, and thereupon said four executions, one in favour of said Wright and the other three in favour of said Nichols, were endorsed, and said Nichols made and executed a note for £10 0*s*. 0*d*. to the petitioner as for part pay for said lands, and they sold said land to said Benedict, and also gave it as their opinion that said deed executed by the petitioner to said Nichols was obtained in an undue and oppressive manner and not by his free consent, and ought to be vacated, and that said three executions obtained in his, said Nichol's, name against said Chrisse be and remain satisfied by the endorsements thereon, and that said note for £10 0*s*. 0*d*. given by said Nichols to the petitioner be void, and that the petitioner be restored to the same situation with said Wright as he was previous to the said Nichols taking the debt to himself, and that the said two executions obtained in Wright's

favour against the petitioner, the one for £30 3*s*. 2*d*., the other for £3 5*s*. 4*d*., be and remain in full force, notwithstanding the endorsements thereon; which report is approved and accepted by this Assembly: Whereupon it is resolved by this Assembly, that the said deed so obtained and gotten by the said George Nichols of the petitioner, containing a conveyance of the said house and lands from the petitioner to said Nichols, be and the same hereby is declared to be null and void, nor shall the said deed or any copy thereof be given or admitted as evidence of a title to said house and lands contained and mentioned therein in any court of law, but the same shall be rejected as null and void; and the said three executions so obtained as aforesaid in his own name against the petitioner shall be and remain satisfyed by the endorsements thereon made, and no further proceedings shall hereafter be had thereon or on the said judgments whereon said three executions issued; and the said note for £10 0*s*. 0*d*. given by said Nichols to the petitioner is hereby made and declared to be null and void and no judgment shall ever be rendered thereon; and the petitioner is hereby restored to the same situation he was in with said Wright previous to said Nichols taking the debt to himself; and the said two executions obtained in said Wright's favour against the petitioner, the one for £30 3*s*. 2*d*., the other for £3 5*s*. 4., are and hereby are declared to be in full life and force, notwithstanding said indorsements thereon made, and may be proceeded with and inforced by alias executions &c. as if no such indorsements ever had been thereon. And this order shall be a sufficient warrant to the clerk or court who issued said two last executions to grant alias executions &c. *Cost allowed the petitioner is* £18 14*s*. 5*d*. *Execution granted June 26th*, 1770.

Upon the petition of Odiah Loomiss &c. against Timothy Thrall &c., preferred, shewing to this Assembly that John Cook late of Windsor, deceased, ancestor to the petitioner, in the year, A.D. 1732, conveyed to William Trall late of said Windsor, deceased, and ancestor of the petitionees, a farm of land in Symsbury containing about three hundred and sixty acres of land for the consideration and security of £440, old tenor, and said Thrall gave to said Cook a bond conditioned for reconveyance of said land on said Cook or his heirs paying said sum &c.; that said bond was fraudulently got up &c., and that said Cook continued in possession of said land until his death, which happened in the year A.D. 1749, and in the year A.D. 1736, said Cook and his estate

was taken under the care of the selectmen of said Windsor and so continued until about three years before his death &c., and that at his, said Cook's, death the petitioners were feme coverts and ever since have been feme coverts and minors under legal disabilities to seek relief against said Trall and his heirs; further shewing said farm to be worth about £1200 0*s.* 0*d.* lawful money, and that the net profits taken by the petitioners is worth some hundred of pounds, lawful money, and praying for a committee to enquire after the matters and facts set forth in said petition, to examine all parties &c., and to make report of what they shall find with their opinion thereon &c.; upon which petition a committee having been appointed, who have made report to this Assembly, which report not containing a full state of all the material facts in said case, nor any sufficient foundation for this Assembly to pass any decree either for or against the peti-
[508] tioners: ‖ Resolved by this Assembly, that Elisha Williams, Jonathan Wells and George Pitkin, Esq[rs], be and they are hereby appointed a committee to hear, examine and report the true state of the facts set forth, mentioned and referred to in said petition, with their opinion thereon, to the General Assembly to be held at New Haven in October next.

Upon the petition of Moses Thorp and Isaac Thorp, of New Haven in the county of New Haven, representing to this Assembly that in the year 1750, they bargained and agreed with one Stephen Brown late of New Haven, deceased, for a certain piece of land lying in said New Haven, containing thirty acres, bounded as in the petition, for the sum of £200 0*d.* 0*s.* money old tenor, which was a valuable consideration, and that said Stephen covenanted, agreed and promised to make a deed of sale of said land to said petitioners in a reasonable time; praying this Assembly to impower Caleb Turner and Mabel his wife, administrators on the estate of said deceased Stephen, to execute a deed of sale of said lands to said petitioners, as per petition on file: Resolved by this Assembly, that Messrs. Joseph Pierpont, Dan Ives and Walter Munson be appointed, and they are hereby appointed, a committee to examine and enquire into the matters alledged and complained of in said petition, (citing and notifying the heirs of said deceased Stephen, to appear at said examination,) and a report to make in the premises with their opinion thereon to this or the next General Assembly.

Upon the memorial of Robert Silliman, minister of the gospel in the parish of Canaan in Fairfield county, pre-

sented to this Assembly in May last, complaining that in A. Dom. 1741, he was called and settled in said parish, and that said parish voted and agreed to give him a certain sum for his salary for the first five years after his settlement, and that after said five years were expired they would give him as his circumstances should require, and that ever since said five years were expired they have very much failed of so doing; praying for relief &c., as per memorial on file appears; upon which memorial a committee was then appointed to enquire into the matters in said memorial complained of, who reported to this Assembly in October last, that they had fully heard the parties on all the matters in said memorial complained of, and that they found said Mr. Silliman involved in debt near equal to all his real estate, occasioned by the deficiencies of his salaries and by sickness in his family, and that he had discharged said parish down to and including the year 1764, and that in the years 1765, 1766 and 1767, said parish had granted him a salary of only £75 0*s.* 0*d.* for each year, and in the year 1768, only the sum of £10 0*s.* 0*d.*, and that it was their opinion that the said parish of Canaan ought to make up and pay Mr. Silliman a salary of at least eighty pounds for each of those years with interest on the arrears thereof, and that he ought to have the same sum of £80 0*s.* 0*d.* for his salary for the year 1769, and that the same salary ought to be paid him annually during his continuing in the work of the ministry in said parish, as being but a reasonable conformity to the intent of their covenant with him, which was that after the first five years they would give him as his circumstances should require; which report respecting the matters aforesaid is approved and accepted: Whereupon it is now resolved by this Assembly, that said Mr. Silliman's salary shall be eighty pounds a year, to be paid him annually by said parish of Canaan during the time that he shall hereafter continue in the work of the ministry in said parish, the present year's salary to begin at and be computed from the first day of January last, and that he shall have and recover of said parish the arrears of his said salaries for the years 1765, 1766, 1767, and the year 1768, being eighty-five pounds, and the lawful interest therefor from the time in which each salary became due, amounting with the interest to the sum of ninety-three pounds eighteen shillings and five pence halfpenny, and that he shall have and recover of said parish the further sum of eighty pounds for his salary for the year 1769, together with £2 8*s.* 0*d.* [509] more || for the interest of that sum since it became

due, being the sum due to him for arrears of salaries to the first day of January last past, being the time agreed upon by said parish for his salaries annually to be computed from the aforesaid sums, amounting in the whole to the sum of one hundred seventy-six pounds six shillings and five pence half-penny, and that execution go forth accordingly. *Cost allowed petitioner is* £9 12*s.* 6*d. lawful money. Ex. granted October* 19*th*, 1770.

Upon the petition of John Grigg, of Greenwich, in Fairfield county, *vs.* Mary Austin of the same Greenwich, representing that the petitioner had taken of her, said Mary, two certain deeds of mortgage, the one dated September 17th, 1757, the other dated December 7th, 1758, of certain parcels of land therein mentioned and described, which the said Mary had ever since held and used; and also on the credit of said mortgaged premises the petitioner and company had lent her, the said Mary, further sums of money and secured the same by a bond for about eighty pounds, New York money, the property of which had vested in the petitioner, and also that in November, 1762, he had taken her note for the further sum of one hundred pounds, New York money, and had recovered judgment on the same bond and note; further shewing that he had received a large sum in sundry articles of her toward payment of the principal and interest of said bond, note and mortgages, for which said Mary had commenced a suit against the petitioner on book; praying for a committee to adjust the said articles and the sums due to the petitioner on the whole of said dealings, and that said Mary might be foreclosed of her equity of redemption &c., as per petition on file appears; upon which petition a committee were appointed in October last, who have now reported that, having fully heard the parties on all the matters in said petition alledged, they find that said bond given to the petitioner and company is the property of the petitioner, and that the monies due by means of said bond and note ought to be secured by said mortgaged premises so far as the same will extend, and that they have viewed and estimated said mortgaged premises and fully heard and considered the book-accounts of the parties, and that there is justly due to the petitioner upon the whole of their said dealings over and above the value of said mortgaged premises and said Mary's book-debt, the sum of £74 14 5½ New York money; and further find that the affair has been attended with great trouble and expence to the petitioner; and are of opinion that a speedy end ought to be put to said controversy, as per

report on file appears, which report is accepted and approved of: Resolved by this Assembly, that said Mary Austin's equity of redemption in and unto said mortgaged premises be and the same is hereby foreclosed, and she is hereby precluded and debarred from ever again having and redeeming the same; and that the petitioner shall have and recover of said Mary Austin the said sum of £74 14*s.* 5½*d.* New York money, and that execution go forth accordingly. *Execution granted June 6th*, 1770.

Upon the petition of Pygan Adams, Esq^r^, and others, against Richard Deshon and others, preferred to this Assembly in May last, Messrs. Daniel Lathrop of Norwich, Dudley Woodbridge of Groton, and Nathaniel Wales jun^r^, Esq^r^, of Windham, were appointed a committee to enquire and report &c., and said committee not having reported: Resolved by this Assembly, that the said committee be and they are hereby reappointed with the same power and authority as was before granted them in said cause; and of what they shall find with their opinion thereon to make report to the General Assembly to be held at New Haven in October next.

Upon the petition of Daniel Coit and Nathaniel Shaw jun^r^, both of New London, Robert Cromline and Mary Verplank, both of the city and Province of New York, against John Richards of said New London and others, heirs of John Richards, Esq^r^, late of said New London, deceased, shewing to this Assembly that the petitioners, with many others to the number of about seventy persons, were just creditors and have demands upon the estate of James Tilly late of said New London, deceased; that said Tilly died greatly insolvent but having a right of redemption in a house and land and rope walk thereon in said New London, apprized at five hundred pounds, lawful money, which was mortgaged to [510] said ‖ John Richards, Esq^r^, deceased, in his life time for a sum not equal in value to one quarter part thereof; that upon application made by the petitioners to the Assembly heretofore said Assembly granted liberty to the creditors of said Tilly to redeem said mortgaged premises for the common benefit of the creditors of said Tilly upon the payment of one hundred and fifty-one pounds &c.; that great part of the creditors were poor persons and not able to raise their proportion of the redemption money &c., and that no provision is made whereby such persons as advance the whole of the redemption money shall be refunded &c., whereby injustice is liable to be done &c.; praying for relief, and that those creditors that pay the redemption may be refunded out of

the mortgaged premises &c., as per petition on file: Resolved by this Assembly, that the petitioners or any one or more of them have liberty, and liberty is hereby granted to them or any one or more of them, to redeem said mortgaged premises for the use and benefit of all the said creditors to said Tilly's estate, and that upon the payment of said sum of one hundred and fifty-one pounds by any one or more of the petitioners to the executors of said John Richards, Esq^{r}, deceased, within six months from the rising of this Assembly, that then the said executors do and shall release and convey to the administratrix on the estate of said James Tilly, deceased, all the right, interest and estate in said mortgaged premises that accrued to said John Richards, Esq^{r}, deceased, by virtue of the deed to him from said Tilly of said mortgaged premises, for the use and benefit of all the creditors to the estate of said Tilly in proportion to the debts to them due respectively, or that said executors pay to the said administratrix the sum of four hundred pounds, lawful money, over and above said sum to be paid for the redemption of said mortgaged premises as aforesaid, for the use and benefit of the creditors to said Tilly's estate; with this further provision, that if said mortgaged premises shall be released and conveyed to the administratrix on said Tilly's estate, that then the same shall and may be by said administratrix sold, and she is hereby directed, fully authorized and impowered, to make sale thereof to the best advantage at the direction of the petitioners, and those creditors that pay the redemption money aforesaid shall be first repaid the same with the lawful interest thereon from the time they paid the same, and the residue of the avails arising on such sale shall be paid and distributed to and among the creditors to said Tilly's estate in proportion to the debts to them due respectively.

Upon the memorial of John Brown and Ezra Brown, both of Poquonuck society in Windsor, shewing to this Assembly that their estates lieth partly in Wintonbury parish and that they dwell near five miles distant from Poquonuck meeting-house, and but little more than two miles from Wintonbury meeting-house &c.; praying to be annexed to said Wintonbury parish, as per memorial on file: Resolved by this Assembly, that the prayer of said memorial be and the same is hereby granted, and said John and Ezra are hereby set off from said society of Pequonnuck and exempted from paying any society charges hereafter to arise therein, and they are annexed to and to belong to the society of Wintonbury, and there to pay society rates and enjoy society privileges with their families for the future.

Upon the memorial of Hiell Buel, representing to this Assembly that he was a collector of the Colony rate in Killingworth for sundry years, that he had not any knowledge of the limitations lately made for exhibiting abatements until the time therefor had expired, that sundry persons were abated in said Killingworth whose rates amounted to £4 12*s*. 10*d*., and further representing that in the year 1759, he paid the whole rate due and took the Treasurer's receipt therefor, but through mistake the sum of £7 9 11½ is transferred to the present Treasurer; praying said sums may be abated &c.: Resolved by this Assembly, that said sums of £4 12*s*. 10*d*. and said sums of £7 9*s*. 11½*d*. be and they are hereby abated out of the rates or taxes due from said Killingworth in the hands of said collector.

Upon the memorial of Joseph Hickox, of Durham in the county of New Haven, conservator of the person and estate [511] of Samuel Wilkinson of said Durham, || shewing to this Assembly that he hath from April, A.D. 1769, until April, 1770, expended in supporting the said Samuel Wilkinson, repairings, and buildings &c. the sum of £33 6*s*. 4*d*. lawful money, over and above the rents and incomes of said Wilkinson's estate, and that there is not personal estate wherewith to discharge said debt, and praying for liberty to make sale of so much of the real estate of the said Samuel Wilkinson as shall amount to the aforesaid sum of £33 6 4, lawful money, together with the incident charges of sale &c., as per memorial on file: Resolved by this Assembly, that the memorialist have liberty and he is hereby impowered, to make sale of so much of the real estate of the said Samuel Wilkinson as shall amount to said sum of £33 6 4, lawful money, with incident charges arising on said sale.

Upon the memorial of Samuel Stoughton and Edward Barnard, of Windsor in the county of Hartford, administrators on the estate of Daniel Pinney late of Windsor, deceased, shewing to this Assembly that the debts and charges due from the estate of said deceas'd surmount the moveable estate of said deceas'd the sum of twenty-three pounds one shilling and three-pence half penny, lawful money, for the payment whereof the memorialist hath no moveable estate of said deceas'd; praying that the memorialist, or some other person, may be appointed to sell so much of the real estate of said deceas'd as will raise said sum of £23 1*s*. 3½*d*. lawful money, with the incident charges of sale arising thereon: Resolved by this Assembly, that the memorialist have liberty and they are hereby impowered, to make sale of so much of

the real estate of said deceas'd as will raise said sum of £23 1*s*. 3½*d*. lawful money, for the payment of said debts and charges, together with the incident charges arising on such sale; taking the direction of the court of probate for the district of Hartford therein.

Upon the memorial of Jonathan Martin jun^r^, of Windham in the county of Windham, conservator of the person and estate of Jemima Skiff of said Windham, an impotent distracted person, shewing to this Assembly that said Jemima is justly indebted for her maintenance and necessary support the sum of £95 10*s*. 3*d*. lawful money, and hath no other estate but land lying in said town to pay the same; praying this Assembly to grant liberty and fully impower said memorialist or some other meet person, to sell so much of said real estate as may be necessary to pay said sum of £95 10*s*. 3*d*. lawful money, with the incident charges arising thereon: Resolved by this Assembly, that the said Jonathan Martin jun^r^ have liberty, and liberty and authority is hereby granted to him, to sell and dispose of and legally convey so much of said real estate as may be necessary to pay said sum of £95 10*s*. 3*d*. and incident charges arising thereon.

Upon the memorial of Abner Lee and William Roland, executors of the last will and testament of Uriah Roland late of Lyme, deceased, shewing to this Assembly that in the year 1756, said deceas'd was collector of the Colony tax in the town of Lyme, and duly collected and paid the whole sums due; that in settling with the Treasurer said collector delivered the Treasurer one bill of abatement for £13 11*s*. 7*d*. which bill of abatement being mislaid and not yet found was not allowed by auditors; praying the said sums may be abated &c.: Resolved by this Assembly, that said sums of £13 11*s*. 7*d*. be and they are hereby abated out of said rate, and that no execution be granted therefor.

Upon the memorial of Timothy Chapman and Rebeckah Fuller, administrators on the estate of William Fuller late of East Hadam, deceas'd, shewing to this Assembly that the debts and charges as allowed by the court of probate for the district of East Hadam surmount the personal estate of said deceas'd the sum of sixty-nine pounds nine shillings and four pence two farthings, lawful money, and praying for liberty to sell so much of the real estate of said deceas'd as should be sufficient to raise said sum with the incident charges arising on said sale, as per memorial on file: Resolved by this Assembly, that the said Timothy Chapman have liberty, and liberty and authority is hereby granted to the said

Timothy Chapman, to sell so much of the real estate of said deceas'd as shall be sufficient to raise said sum of £69 9*s.* 4½*d.* lawful money, with the incident charges arising thereon; taking the direction of the court of probate for the district of East Hadam therein.

[512] Upon the memorial of Joseph Hastings and others, of Sufficld in Hartford county, shewing that in November, 1763, they become bound for one Enos Lane of said Sufficld, a collector of the Colony tax in said town, (then in goal,) to the Treasurer of this Colony, to pay said Treasurer such sums as should appear justly due from said Enos on the rates in his hands upon a settlement that should after be made between them; that the said Enos soon after died, no settlement ever having been made as aforesaid; that the said Enos in his life time levied on lands for the satisfying of rates, and also after the giving said bond committed to goal one Isaac Holliday for sundry rates of considerable amount, which the memorialists suppose hath since been secured by the said Isaac to the Colony, and the memorialists have lately procured and taken up a large order for £450 0 0, dated and drawn February 11th, 1761, by said Treasurer upon the said Enos, favour of Phineas Lyman, Esq^{r}, and there are sundry abatements yet to be made on said rates, all which ought with interest thereon to be allowed by way of credit on their said bond, as per memorial &c.; praying for a committee to examine and in equity adjust and determine what ought to be deducted from and allowed them on account of the bond aforesaid and the execution lately granted thereon &c.: Resolved by this Assembly, that Col. John Chester, John Ledyard and Erastus Wolcott, Esq^{rs}, be a committee with full power to examine and inquire into the several matters and things mentioned and referred to in said memorial, and every other matter relating thereto, and report the same with their opinion thereon to this Assembly at New Haven in October next, and that said execution in the mean time be suspended.

Upon the memorial of Justus Miles, Daniel Picket and Daniel Burritt, all of New Milford, being professors of the church of England and living within the limits of the first society in said New Milford, and the rest of the professors of the church of England living within said first society, shewing to this Assembly that some years past they undertook by way of subscription to erect a house for publick worship, called St. John's Church, and have proceeded so far as to erect and almost finish the outside of said house, in doing

which the whole of said subscription money has been fully expended, and that they have granted two several rates for the purpose of finishing said house, which have been collected but in part; praying that they may be authorized and impowered to inforce the collecting of those taxes already granted and to tax themselves for the future for the purpose of compleating said house and keeping the same in repair &c.: Resolved by this Assembly, that the collector or collectors now chosen or hereafter to be chosen by the memorialists to collect the rates already by them granted as aforesaid have power, and they are hereby impowered, to collect the remainder of said rates yet uncollected and to be accountable to the memorialists or a committee by them to be appointed for the same, and to be under the same regulations and have the same powers as collectors of other taxes by law have; and that the memorialists and their successors being professors of the church of England be and they are hereby impowered from time to time as they may find occasion, to tax themselves for the purpose of finishing said house and keeping the same in repair, and to appoint collectors for collecting the same, which collectors shall have the same powers and be subjected to the same rules, and intituled to the same fees, as collectors of other taxes by law have. Any meeting of said memorialists for the purpose aforesaid to be regulated by the same rules as societys meetings by law are.

Upon the memorial of John Wiard and Titus Bunnel, both of Farmington in Hartford county, humbly shewing to this Assembly that they live more than ten miles distant from the publick meeting-house in the first society in said Farmington to which they belong, and that they cannot without great difficulty attend the publick worship of God in said first society in said Farmington, and that they live about four miles only from the publick meeting-house in Harwington in Litchfield county, where they do and can conveniently attend divine worship; praying therefore to be annexed to the ecclesiastical society in said Harwington with their estates during the pleasure of this Assembly &c.: Resolved by this Assembly, that the memorialists together with their lands and estates in said Farmington be and they are hereby annexed to the said ecclesiastical society in said town of Harwington and to pay all parochial taxes thereto, and that they be also exempted from paying any parochial or society charges in [513] said first society in Farmington for the future || during the pleasure of this Assembly, and also from paying any rates or taxes already granted and yet uncollected &c. in

said first society in Farmington for the purpose of building a new meeting-house therein.

Upon the memorial of David Baldwin, Jonas Wooster, Joseph Treat jun^{r}, and the rest of the selectmen of the town of Milford, representing to this Assembly that they have heretofore taken Rhoda Oviat of said Milford into their care, for idleness, mismanagement and bad living, and been obliged to provide for her at the cost of said town for many months past, as being a person wholly unfit to take care of her person or estate; that the said Rhoda hath a right of dower in a small dwelling-house in said Milford, which is much out of repair, and that the memorialists in providing for the said Rhoda as aforesaid have expended ten pounds five shillings, lawful money, and praying that the memorialists may be impowered, or some other meet person or persons, to make sale and dispose of her aforesaid right to said house towards payment of the debt incurred on her account as aforesaid, as per memorial on file: Resolved by this Assembly, that the memorialists have liberty, and liberty is hereby granted unto them and they are impowered and fully authorized, to sell and dispose of the said Rhoda's right of dower in the aforesaid house, or so much thereof as shall raise the aforesaid sum of ten pounds five shillings, lawful money, and execute to the purchaser proper instrument of conveyance of the premises.

Upon the memorial of John Saunders, administrator on the goods and estate of John Grèenslate late of Norwalk, deceased, and Mary Greenslate, widow and relict of said deceas'd, and Titus Greenslate, of Ridgefield, shewing to this Assembly that said deceas'd John died possessed of notes of hand to a large amount made payable to himself, in which the said Titus was equally interested with him, the knowledge whereof rested only in the breasts of the memorialists; praying for relief &c., as per memorial on file appears: Resolved by this Assembly, that Joseph Platt, Thomas Fitch jun^{r} and Thomas Belden, Esq^{rs}, be and they are hereby appointed a committee with full power to call before them the parties and any others that they shall find necessary, and them to examine touching the matters in said memorial alledged, and their report to make to this Assembly in October next of what they shall find together with their opinion thereon.

On the memorial of Medad Pomroy of Suffield in Hartford county, the only acting executor to the last will and testament of Medad Pomroy late of said Suffield, deceas'd, &c., for liberty to sell real estate of said deceas'd for the payment

of debts &c. to the amount of £95 10*s.* 0*d.* lawful money: Resolved by this Assembly, that the memorialist have liberty to sell real estate of the said deceased to the amount of £95 10*s.* 0*d.* lawful money, for the payment of said debts with incident charges of sale; taking the direction of the court of probate for the district of Hartford therein.

Upon the memorial of Capt. Abel Merrel, of New Hartford in the county of Litchfield, and others, representing that this Assembly at their sessions at Hartford, May, 1767, decreed and ordered the town of Simsbury to build, maintain and sufficiently repair a good and substantial bridge across the river in said Symsbury at a place called Suffrage; that in the winter past the said bridge then standing was carried away by the ice and waters &c., and the said town of Simsbury had neglected to rebuild the same or take any measures therefor, to the detriment of the publick &c.: Resolved by this Assembly, that Capt. Abel Merrels, Mr. Joseph Cole, of New Hartford, and Messrs. Ezekiel Humphry, Josiah Case 2d, of Symsbury, and Samuel Northway of Farmington, be and they are hereby appointed a committee with full power to build and erect a good and sufficient bridge across said river at the place aforesaid, at the cost of said town, unless the said town of themselves shall within three months from the rising of this Assembly build and erect the same, and that execution shall be issued by the Secretary against the selectmen of said Symsbury to levy and defray the cost and charge thereof in favour of said committee, and said selectmen shall have liberty to lay a tax upon the inhabitants of said town sufficient to respond the same to them.

Upon the memorial of Micah Miller and Elizabeth Miller, administrators on the estate of John Christian Miller jun^{r} late of said Symsbury, deceas'd, representing to this Assembly [514] || that the debts against said estate surmount the personal estate of said deceas'd the sum of £215 11*s.* 4*d.* lawful money; praying for liberty to sell so much of the real estate of the said deceas'd as to raise said sum together with the incident charges arising on said sale, as per memorial on file: Resolved by this Assembly, that the said Micah Miller, one of said memorialists, have liberty, and liberty and authority is hereby granted to him, to sell so much of the real estate of the said deceased as to raise the sum of £215 11*s.* 4*d.* lawful money, together with the incident charges arising thereon; taking the direction of the court of probate for the district of Symsbury therein.

On the memorial of Elijah Johnson of Midletown, executor to the last will and testament of Capt. Joseph Johnson late of Midletown, deceas'd, shewing to this Assembly that at your sessions at New Haven in October last he had liberty from your Honors to sell some of the real estate of said deceas'd, to enable him to pay and satisfy the debts &c., and that since which a further account of debts has been exhibited against said estate and allowed by the court of probate for the district of Midletown, which with what was allowed by said court to the widow and relict of said deceas'd amounts to the sum of £32 0*s*. 0*d*. lawful money, and for the payment of which he has no moveable estate in his hands, and thereupon praying for liberty to sell real estate &c.: Resolved by this Assembly, that the memorialist have liberty and he is hereby authorized and impowered to sell so much of the real estate of said deceas'd as will procure the aforesaid sum of £32 0*s*. 0*d*. lawful money, together with the incident charges on such sale; taking the direction of the court of probate in the district of Midletown therein.

On the memorial of William Lucas, of Durham in the district of Midletown, administrator on the estate of William Lucas late of Midletown, deceas'd, shewing to this Assembly that since he had liberty from this Assembly to sell real estate of the said deceas'd for the payment of the debts then due an error has been discovered in the inventory of the estate, and also a further account of debts amounting to the sum of £1 7*s*. 0*d*. both which have been proved and allowed by the court of probate in said district, amounting in the whole to the sum of £9 5*s*. 0*d*. lawful money, and thereupon praying for further liberty to sell so much more of the real estate of said deceas'd as will procure the aforesaid sum of £9 5*s*. 0*d*. lawful money, together with the incident charges arising on such sale: Resolved by this Assembly, that the memorialist have liberty and he is hereby authorized and impowered, to sell so much more of the real estate of said deceas'd as will procure the aforesaid sum of £9 5*s*. 0*d*. lawful money, together with the incident charges arising on such sale; taking the direction of the court of probate for the district of Midletown therein.

Upon the memorial of Jonathan Bidwell, of Windsor in Hartford county, administrator on the estate of Prudence Bidwell late of said Windsor, deceas'd, shewing to this Assembly that the debts and charges due from the estate of the said deceas'd surmount the moveable estate of the said deceas'd the sum of £85 2*s*. 4*d*. lawful money; praying for

liberty to make sale of so much of the real estate of the said deceas'd as to raise said sum of £85 2*s*. 4*d*. lawful money, as per memorial on file: Resolved by this Assembly, that the said Jonathan Bidwell have liberty and he is hereby impowered, to make sale of so much of the real estate of the said deceas'd as to raise said sum of £85 2*s*. 4*d*. lawful money, with the incident charges arising on such sale; taking the direction of the court of probate for the district of Hartford therein.

Upon the memorial of Ezra Baldwin, of Durham in the district of Midletown in said Colony, administrator with the will annexed on the estate of Mr. Caleb Seward late of said Durham, deceas'd, shewing to this Assembly that the said deceas'd in the year 1762, being then in full life, made his last will and testament, which since his death has been proved and approved by the court of probate for the district of Midletown, and in said will appointing executors, and therein ordering and impowering them to sell so much of his land as would raise a sum sufficient to pay and satisfy all his just debts and funeral charges, and that one of the executors named in the will died before the testator, and the other utterly refused to take upon him the trust; thereupon praying that he may be invested with the same power and authority to sell the land as the executors appointed by the testator would have had, had they undertaken the trust reposed in them of executing said will: Resolved by this [515] Assembly, that the memorialist be ‖ invested and he is hereby invested with the same power and authority to execute said will, sell lands &c. as the executors appointed by said testator would have had if they had accepted the trust reposed in them and had undertaken to execute said will; said administrator taking the direction of the court of probate in the district of Midletown in such sale.

Upon the memorial of Timothy Bunce, the only acting executor of the last will and testament of Abijah Bunce late of Hartford, deceased, shewing to this Assembly that the debts and charges due from the estate of said deceas'd together with the moveable estate given in and by said last will and testament of said deceas'd to the widow of said deceas'd, surmounts the moveable estate of said deceas'd the sum of £47 14*s*. 5*d*. lawful money, as by the certificate of the clerk of probate for the district of Hartford appears, for the payment whereof the memorialist hath no moveable estate in his hands of said deceas'd, and praying for liberty to sell and dispose of so much of the real estate of said deceas'd as will

raise said sum and the incident charges arising on such sale, and that the memorialist or some other meet person may be appointed and impowered for said purpose, as per memorial on file: Resolved by this Assembly, that the memorialist have liberty and he is hereby fully authorized and impowered, to sell and dispose of so much of the real estate of said deceas'd as will raise the said sum of £47 14 5, lawful money, together with the incident charges arising thereon; taking the advice of the court of probate for the district of Hartford therein.

Upon the memorial of James Bill, Seth Bartlett and others, inhabitants in the westerly and northwesterly end of the society or parish of Goshen in the town of Lebanon and county of Windham, shewing to this Assembly that the inhabitants of said society in legal society meeting assembled have voted it necessary to build a new meeting for the publick worship of God in said society; that thereupon they applied to the county court for the county of Windham aforesaid for a committee &c.; that a committee was by said county court appointed for said purpose, and that said committee did report to said county court &c.; that the said county court did set aside the report of said committee &c.; that said county court did appoint another committee &c., and that they apprehend said county court so interested in and connected with said inhabitants of said society as not to be fit judges in said cause &c., and thereon praying this Assembly to establish the doings of the first committee &c. or appoint a wise and judicious committee who shall take the whole case into their consideration and either affix a place for the purpose aforesaid that shall be most convenient and suitable for the said society to remain together, or divide the said society by their center line or otherwise &c., and affix a place for building a meeting-house on the said westerly and northwesterly part of said society, and report their opinion thereon to this Assembly &c., as per memorial on file &c.: Resolved by this Assembly, that Col. Elihu Chauncey, Thomas Darling and Mathew Talcott, Esq^rs, be a committee at the expence of said society, to repair to said society of Goshen, view &c. the state and circumstances thereof, and affix a place for building a meeting-house for said society, and make report of their opinion thereon to the General Assembly at their sessions to be held at New Haven in October next.

Upon the memorial of Eleazer Fitch, sheriff, shewing to this Assembly that he hath sundry executions in his hands

granted by the Treasurer of this Colony against several of the collectors of Colony rates, which executions are run out and the sums thereon not collected; praying for liberty to have said executions renewed or alias executions granted, on condition that said memorialist remain liable in law to answer for the sums in said executions contained &c., as per memorial on file: Resolved by this Assembly, that the Treasurer of this Colony be and he is hereby directed to renew said executions or grant alias executions, on the condition prayed for: provided said memorialist shall apply to him therefor.

Upon the memorial of Jerusha Tracy, administratrix on the estate of Mr. Jedidiah Tracy jun^{r} of Preston, deceas'd, representing to this Assembly that the debts against said estate surmount the personal estate of said deceas'd the sum of £79 17 6, lawful money; praying for liberty to sell so much of the lands of said deceas'd as to raise said sum together with incident charges, as per memorial on file: Resolved by this Assembly, that the memorialist have liberty to sell so much of the real estate of said deceas'd as to raise said sum of £79 17*s.* 6*d.* lawful money, together with incident charges arising thereon; taking the direction of the court of probate in the district of Norwich therein.

Upon the memorial of Amos Roots, of Woodbury in Litchfield county, conservator of the person and estate of Abiel Prentiss of said Woodbury, a poor impotent person, shewing that he hath expended towards the support of said Abiel the [516] sum of £53 5*s.* 6*d.* lawful money, and that the ‖ said Abiel hath no moveable estate for the payment thereof, and praying for liberty to make sale of so much of the real estate of the said Abiel as to make said sum &c, as per memorial on file: Resolved by this Assembly, that the memorialist have liberty and he is hereby impowered, to make sale of so much of the real estate of the said Abiel Prentiss as to make said sum of £53 5 6, lawful money, with incident charges arising on said sale.

Upon the memorial of Hezekiah Culver and Nathan Hine, executors of the last will and testament of Hezekiah Culver late of Woodbury, deceased, shewing to this Assembly that the debts and charges allowed against said estate surmount the moveable part of said estate the sum of £125 16*s.* 3*d.* lawful money, and that the said testator made no provision in his last will for the sale of land for the payment of debts, and praying for liberty to sell land therefor &c., as per memorial on file: Resolved by this Assembly, that the

memorialists have liberty and they are hereby impowered, to make sale of so much of the real estate of the said deceas'd as to make said sum of £125 16 3, lawful money, with the incident charges arising on said sale; taking the direction of the court of probate for the district of Woodbury therein.

Upon the memorial of John Ledyard, Esq^{r}, Benjamin Payne, William Wadsworth, and the rest of the inhabitants of the north school district in Hartford, shewing to this Assembly that all the inhabitants of the first and second societies in said Hartford north of the little river in said Hartford to Windsor line, and from the great river east to the west division on the west, were by this Assembly in May, 1761, constituted and made a district for the purpose of instituting and supporting schools within the same; that the list of said district amounts to more than eleven thousand pounds; that their numbers and situation is such that one school would not by any means accommodate the inhabitants of said district, and that the said inhabitants cannot agree to set up two and support them in the common and usual way; that to remedy the said inconvenience the inhabitants of said district at their legal meeting for that purpose on the 14th day of March, 1768, agreed to divide said district into two distinct districts for the purpose of schooling, by a line to begin at the south gate in the north meadow and to extend westerly until it comes to the dwelling-house of William Hall and to run between said Hall's and the dwelling-house of Moses Kellogg, and then running southerly with the street leading to the goal till it comes south of the dwelling-house of Thomas Burr, leaving said Burr on the north, then running westerly between said Burr's and the dwelling-house of Nathaniel Goodwin until it comes to the dwelling-house of Stephen Turner, leaving said Turner on the north of said line; and praying this Honorable Assembly to enact and decree that the said district be divided into two distinct districts at the place and by the line agreed upon as aforesaid, and that all the inhabitants of said district south and east of said dividing line be and remain one and entire district, and that all the inhabitants north and west of said line be and remain one distinct and entire district, and that each of said districts have full power to call and hold meetings within their own limits, to lay taxes, build school-houses and do every act, order and thing, as amply, fully and to all intents and purposes as any society or district in this Colony by law have, for the purpose of keeping and maintaining a school or schools within the same, and that each of said

districts be intituled to the publick monies according to their respective lists, as per memorial on file: Resolved by this Assembly, that said district be divided by the line aforesaid, and that for the future they be and remain two entire distinct districts, and that each of them have full power to call and hold meetings within their several limits described as aforesaid, and to lay taxes, build school-houses, and generally to do every act, order and thing as fully, amply and effectually as any society or district in this Colony by law have for the purpose aforesaid, and that said several districts draw and be intituled to the publick monies according to their respective lists.

Upon the memorial of Samuel Deforest, Joseph Deforest and Nehemiah Deforest, inhabitants of the parish of Ripton in the town of Stratford, shewing to this Assembly that they live at great distance from the place of publick worship in said parish of Ripton, and that they live so near to the place of publick worship in the parish of New Stratford in said town of Stratford that they conveniently can and actually do attend publick worship in said parish of New Stratford, and that the whole of the schooling of their children is within said New Stratford parish; praying that the memorialists together with their families and estates might be set off and annexed to the parish of said New Stratford to all intents and [517] purposes: Resolved by this Assembly, that the ‖ memorialists together with their families and estates be and they hereby are set off and annexed to said parish of New Stratford and exempted from paying any parochial or school charges for the future in said parish of Ripton, and to enjoy all society privileges and pay all society and school rates in said parish of New Stratford.

Upon the memorial of Moses Wheeler and Elizabeth Wheeler of Stratford, administrators on the estate of David Wheeler late of said Stratford, deceas'd, shewing to this Assembly that the debts due from the estate of said deceas'd surmount the moveable estate, and that this Assembly having heretofore granted liberty to the memorialist to sell lands to the amount of £101 4*s.* 1*d.* and that there has been since that time other debts brought in exhibited to and allowed by the court of probate for the district of Fairfield to the amount of thirty pounds, lawful money; praying for liberty to sell so much of the real estate of said deceas'd as to make said sum of £30 0 0, together with the charges arising thereon, as per memorial on file: Resolved by this Assembly, that the memorialists have power and they are

hereby authorized and impowered, to sell so much of the real estate of said deceas'd as to raise the said sum of thirty pounds, lawful money, with the incident charges arising thereon; taking the direction of the court of probate for the district of Fairfield therein.

Upon the memorial of James Bird, guardian &c. to Eunice Trumbull, a minor and *non compos mentis*, shewing to this Assembly that that the cost and expences of the said Eunice's support already laid out surmount her personal estate £6 6*s*. 0*d*. lawful money, and praying for liberty to sell the real estate of the said Eunice, as per memorial on file: Resolved by this Assembly, that said James Bird have liberty, and liberty is hereby granted to said James, to sell the real estate of the said Eunice to pay said debt and to defray the charges of her future support; taking the direction of the court of probate therein for the district of Sharon.

Upon the memorial of Elisha Hickox of Waterbury, shewing to this Assembly that on the morning of the general thanksgiving in November last past he had a certain thirty-shilling bill of credit of this Colony, which with the interest thereof amounted to thirty-seven shillings and six pence, accidentally consumed by fire, and thereupon praying that he may have said sum out of the treasury of this Colony: Resolved by this Assembly, that the memorialist receive out of the treasury of this Colony the said sum of thirty-seven shillings and six pence, and the Treasurer is ordered to pay the same accordingly.

Upon the memorial of Josiah Ferriss, of Greenwich in the county of Fairfield, representing that he had obtained a bill of abatement on the list taken in 1757, to the amount of £8 17 2, on account of the removal of several persons before his receiving a warrant to collect from the Treasurer, which was not brought in seasonably to the auditors: Resolved by this Assembly, that the said bill of abatement signed by David Knapp, John Mead and Peter Mead, for the said sum of £8 17*s*. 2*d*. shall be received by the auditors and treated in the same manner as though it had been received before the time limited for receiving abatements.

Upon the memorial of Martha Beardslee and Abraham Beardslee jun^{r}, both of Stratford in the county of Fairfield, administrators on the estate of Jehiel Beardslee late of said Stratford, deceas'd, representing to this Assembly that the debts due from said estate surmount the personal estate £36 10 9¾: twenty-two pounds two shillings and six pence half penny thereof the memorialists were authorized to sell land

to answer by the General Assembly in October last, since which debts have appeared to the amount of fourteen pounds eight shillings and three pence half-penny; praying for liberty to sell so much of the real estate of the said deceas'd Jehiel as will answer the sum of £14 8s. 3½d.: Resolved by this Assembly, said administrators have liberty and power and authority is hereby given to the memorialists, to sell so much of the real estate of the said deceased Jehiel as will answer said £14 8 3½, in addition to what was comprized in said act of October last, to answer said debts with incident charges arising thereon; taking the advice of the court of probate for the district of Fairfield.

On the memorial of Abigail Flowers, administratrix on the estate of Elijah Flowers, late of New Hartford in the county of Litchfield, deceased, but of Harrtford district &c., for liberty to sell real estate of the said deceas'd for the payment of debts &c. to the amount of £26 17s. 7d. lawful money: Resolved by this Assembly, that the memorialist with Seth [518] Smith of said New Hartford have liberty to sell real estate of the said deceas'd to the amount of £26 17s. 7d. lawful money, for the payment of said debt with incident charges of sale; taking the direction of the said court of probate for the district of Hartford therein.

Upon the memorial of Noah Woodruff, of Farmington in Hartford county, conservator of the person and estate of David Woodruff of said Farmington, an impotent and delirious person, shewing that before the county court held at Hartford on the second Tuesday of April, 1770, he, the said Noah Woodruff, exhibited an account of his said conservatorship, and the same being approved of and adjusted by said court there remained a balance due said conservator to the amount of £35 13s. 9d. lawful money, over and above the amount of the said David's personal estate; praying for liberty to sell lands &c., as per memorial on file, dated May 1st, 1770: Whereupon it is resolved by this Assembly, that the memorialist have liberty, and liberty is hereby granted unto the memorialist, to sell so much of the said David's real estate as will amount to the said sum of £35 13s. 9d. lawful money, together with incident charges arising upon such sale.

Upon the memorial of Elisha Perry and Hannah Perry of New Fairfield, as the said Hannah is administratrix on the estate of Abel Sherwood late of said New Fairfield, deceas'd, representing to this Assembly that the debts and charges allowed by the court of probate for the district of Danbury against the estate of said deceas'd surmount the personal

estate of said deceas'd the sum of £35 5*s*. 9¼*d*. lawful money; praying for liberty to sell so much of the real estate of said deceas'd as shall be sufficient to pay and satisfy said sum with the incident charges &c., as per memorial on file: Resolved by this Assembly, that Thomas Brush of New Fairfield, Esq^{r}, have liberty, and liberty and authority is hereby granted to him, to sell so much of the real estate of said deceas'd as shall be sufficient to pay and satisfy said sum of £35 5*s*. 9¼*d*. with the incident charges arising on such sale; taking the directions of the court of probate for the district of Danbury therein.

Upon the memorial of Nathaniel Collins and others, inhabitants of the town of Enfield in the county of Hartford, preferred to the Assembly in October last, representing their burthens in being obliged to contribute to the support of the gospel in said town, when conformable to their own religious sentiments they maintain and support a publick worship among themselves; praying for relief &c.; a committee was appointed, who having made report to this Assembly that at the time of attempting to settle the present reverend pastor of said town, the said town agreed that in case the memorialists would consent not to act and vote in that affair they would not oppose them in any application to the Assembly for exemption from paying rates for the settlement and support of said reverend pastor, which was complied with by them, the memorialists, and that no reconciliation in said town between the already established church and the memorialists is probable; which report is accepted: Resolved by this Assembly, that the memorialists be and they hereby are constituted and made an ecclesiastical society with all the powers and privileges to societies usually belonging in this Colony, and shall be called and known by the name of the Second Society in Enfield. And it is further resolved, that the children and descendants of the memorialists, when they arrive to full age, shall have liberty of choosing to which society they will belong; and all such children and descendants that shall within one year after their arrival to the age of twenty-one years enter their names at the office of the town-clerk in said Enfield shall be and belong to said second society; and all strangers who shall come and settle in said Enfield that shall within one year from their coming to settle in said Enfield enter their names with said town-clerk for said purpose shall belong to said second society.

Upon the memorial of Michael Dayton, one of the inhabitants of the society of Westbury in Waterbury in the county

of New Haven, and others, inhabitants of said society, representing that upon the agreement of the inhabitants of said society to build a meeting-house in said society a committee was appointed by the county court held in said New Haven, to ascertain the place for said purpose, which had been done, [519] and that in said affair were under a mistake || occasioned by the error of the surveyor, and supposed and took a certain place to be in the center of said society, which was in fact and truth at a considerable distance therefrom: Resolved by this Assembly, that the doings of the said committee in ascertaining the place for building a meeting-house in said society and of the county court in said New Haven in approving thereof shall be null and void, and that Elisha Sheldon, Benjamin Hall and Joseph Hull, Esq^{rs}, be and they are hereby appointed a committee with full power, to repair to said society, to view the same and all the circumstances thereof, and to affix and ascertain the place for building a meeting-house in said society, and to make report of their doings to this Assembly in their present or next session.

Upon the memorial of Ebenezer Bulkley, of Fairfield in Fairfield county, administrator on the estate of James Maltbie late of Stanford in said county, deceased, (*cum testamento annexo*,) shewing that the debts due from said estate surmount the personal estate of said deceas'd the sum of £41 16*s*. 9*d*. lawful money, and praying to be impowered to sell real estate of said deceas'd to raise said sum &c., as per memorial on file: Resolved by this Assembly, that the said memorialist be impowered, and he is hereby impowered, to sell real estate of said deceas'd to raise said sum of £41 16*s*. 9*d*. lawful money, together with the incident charges of such sale; taking direction of the court of probate for the district of Stanford therein.

Upon the memorial of John Allen of Fairfield, as he is administrator on the estate of George Allen late of Fairfield, deceas'd, representing that the debts and charges due from the estate of said deceas'd and allowed by the court of probate for the district of Fairfield surmount the moveable estate of said deceas'd the sum of £112 14 4¾, lawful money; praying for liberty to sell so much of the real estate of said deceas'd as shall be sufficient to pay and satisfy said sum &c., as per memorial on file: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted to him, to sell so much of the real estate of said deceas'd as shall be sufficient to pay and satisfy said sum of £112 14*s*. 4¾*d*., with the incident charges arising thereon; taking the

directions of the court of probate for the district of Fairfield therein.

Upon the memorial of Joanna Kent, of Suffield in the county of Hartford, conservator of the person and estate of Elias Kent of said Suffield, shewing to this Assembly that she exhibited her account of her said conservatorship to the county court held at Hartford within and for the county of Hartford on the second Tuesday of April, 1770, which was considered and adjusted by said court and a balance found by said court to be due to the said conservator from the said Elias of £47 1*s.* 2*d.*, which sum was allowed and by said county court ordered to be received by said conservator out of the estate of said Elias; and therein further shewing that the said Elias hath no personal estate whereby to pay the same or any part thereof, and praying for liberty to sell and dispose of so much of the real estate of said Elias as will raise said sum and the incident charges of such sale, as per memorial on file: Resolved by this Assembly, that the memorialist with Samuel Kent, Esq^r, of said Suffield have liberty, and they are hereby fully impowered, to sell and dispose at publick vendue of so much of the real estate of the said Elias as will raise said sum of £47 1*s.* 2*d.* lawful money, together with the incident charges arising on such sale.

Upon the memorial of Col. John Strong and Isaac Lee, agents for the town of Farmington, shewing to this Assembly that the floods in the winter past carried away the bridge across Farmington River on the road called Col. Talcott's Road, and that the place where the former bridge stood is inconvenient and difficult to build a bridge at, and that there is a place about one mile to the southward of where the former bridge stood across said river near to Northington meeting-house much more safe, convenient and easy to build a bridge upon, and that a road may be laid leaving said Talcott's road on the north side of the brook that runs out of Hart's Meadow at a place where said brook crosses said Talcott's road, and from thence to run down the mountain to the river by Northington meeting-house, from thence to communicate with said Talcott's road at or near Lilly's Field in Symsbury, and that the same will much accommodate the publick, and especially said Northington parish, and be much better and safer building a bridge &c.; praying for a committee to go and view, as per memorial on file: Resolved by this Assembly, that Joseph Platt Cooke, Esq^r, Edmund Freeman, Daniel Brainerd, Esq^r, be and they are hereby appointed a committee to repair to the place proposed for a

new highway in said memorial, view the same and the place new prōposed for building a bridge across said Farmington [528] River, || also view said Talcott's road and the place where said former bridge stood, hear all parties and examine into all the matters and things set forth in said memorial, and make report of what they shall find with their opinion thereon to this Assembly at their present sessions.

Upon the memorial of Daniel Sanford of Redding, conservator over the person and estate of Betty Bennit of said Redding, a person *non compos mentis*, representing to this Assembly that he hath exhibited to the county court held in Fairfield in April last an account of debts and charges against the said Betty, the said court having examined the same allowed due from the said Betty to your memorialist the sum of £10 15*s.* 9*d.* lawful money, over and above the amount of her personal estate; praying for liberty to sell so much of the real estate of said Betty as shall be sufficient to pay and satisfy said sum &c., as per memorial on file: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted to him, to sell so much of the real estate of said Betty Bennett as shall be sufficient to pay and satisfy said sum of £10 15*s.* 9*d.* with the incident charges arising thereon.

Upon the memorial of Josiah Allyn, of Windsor in the county of Hartford, administrator on the estate of Mathew Allyn late of said Windsor, deceas'd, shewing to this Assembly that the debts and charges due from the estate of said deceas'd together with moveables set out to the widow of said deceas'd for her necessary use surmount the moveable estate of said deceas'd the sum of £82 1*s.* 8*d.* lawful money, for the payment whereof the memorialist hath no moveable estate of said deceas'd, and praying that the memorialist or some other person may be appointed to sell so much of the real estate of said deceas'd as will raise the said sum of £82 1*s.* 8*d.* lawful money, with the incident charges of sale arising thereon, as per memorial on file: Resolved by this Assembly, that the memorialist have liberty and he is hereby impowered, to make sale of so much of the real estate of said deceas'd as will raise the said sum of £82 1*s.* 8*d.* lawful money, for the payment of said debts and charges together with the incident charges arising on such sale; taking the direction of the court of probate for the district of Hartford therein.

Upon the memorial of Andrew Tracy, administrator on the estate of Stephen Tracy late of Norwich in New London

county, deceas'd, shewing to this Assembly that the debts and charges exhibited in the court of probate in the district of Norwich and allowed by said court against the estate of said deceased amounts to £44 3*s.* 11¾*d.* and that there is no personal estate to pay the same, and praying for liberty and authority to sell real estate sufficient to pay the same and the incident charges of sale, as per memorial on file: Resolved by this Assembly, that the said administrator have liberty and he, the said Andrew Tracy, is hereby authorized and impowered, to sell so much of the real estate of the said deceas'd as to raise the said sum of £44 3 11¾ and the incident charge of such sale; taking the direction of the court of probate for the district of Norwich therein.

Upon the memorial of Abraham Weed and others, inhabitants of the society of Canaan, representing to this Assembly that the memorialists and the greater part of the inhabitants and of the list of said society are uneasy with their minister and cannot be edified under his ministerial administrations, and representing also that said society are opulent, and praying to be made a distinct ecclesiastical society, as per memorial on file appears: Resolved by this Assembly, that Increase Mosely, Daniel Sherman and Benjamin Hinman, Esq^rs, be and they are hereby appointed a committee to repair to said society and hear all parties concerned, and enquire into and ascertain the numbers and list of those that are uneasy with the minister of said society, and to view and consider the circumstances of said society, and their report to make to this Assembly of what they shall find together with their opinion thereon in October next.

Upon the memorial of Hezekiah Bulkley of Fairfield, guardian to Hezekiah Rumsey, a minor belonging to said Fairfield, shewing to this Assembly that by reason of the sickness and lameness of his said ward, the aforesaid Hezekiah Rumsey, he hath been necessitated to spend for procuring doctors, nurses, medicines &c. for said minor, to the amount of the sum of £14 11*s.* 8*d.* lawful money; further shewing that said minor hath no moveable estate; praying [521] for liberty and || authority to sell so much of the real estate belonging to the said Hezekiah Rumsey as shall be sufficient to pay the sum aforesaid: Resolved by this Assembly, that the memorialist have liberty, and liberty, power and authority is hereby granted to the memorialist, to sell so much of the lands or real estate of the said Hezekiah Rumsey as shall be sufficient to raise the aforesaid sum of £14 11*s.* 8*d.* lawful money, with the incident charges arising

on such sale; taking the direction of the court of probate for the district of Fairfield therein.

Upon the memorial of Benjamin Hart, conservator of the person and estate of Lydia Bishop of Guilford, shewing to this Assembly that the charge of supporting said Lydia from the third day of April, A.D. 1769, to the third day of April, A.D. 1770, amounts to £10 14*s.* 6*d.* and the rent of the lands of said Lydia for said term £0 12*s.* 7½*d.*, so that there is due to said conservator £10 1*s.* 10½*d.*, and praying for liberty to sell so much of the real estate of said Lydia as to raise said sum of £10 1*s.* 10½*d.* with incident charges, as per said memorial on file: Resolved by this Assembly, that the memorialist have liberty and he is hereby fully impowered, to sell at publick vendue so much of the real estate of said Lydia as to raise said sum of £10 1 10½ with the incident charges arising on such sale.

Upon the memorial of Nathaniel Harriss, Joseph Harriss, John Loomiss and Rachel his wife, Abigail Harriss, Hannah Harriss, Bethiah Harriss, and Ruth Harriss, children and heirs to Jonathan Harriss late of Colchester, deceas'd, shewing to this Assembly that their said father Jonathan Harriss died intestate, that Jonathan Harriss, son to said deceas'd, took administration of said estate and Samuel Tozer of said Colchester being his bondsman, that said administrator having said personal estate in his hands converted the same to his own use leaving sundry debts unpaid, *viz:* one to John Richards, Esq^{r}, deceas'd, £133 3*s.* 6*d.*, and one other debt of £6 10*s.* 0*d.* to James Harriss, which debts are still unpaid; that said administrator and his said surety are both become insolvent and absconded and no means left to satisfy said debts except the lands of the deceas'd; that distribution of said real estate cannot be procured until said debts are paid; praying this Assembly to order and impower some meet person to sell so much of the lands of the deceas'd as shall procure said sums of £133 3*s.* 6*d.* and £6 10*s.* 0*d.* with incident charges, and pay the same to said creditors, as per memorial on file: Resolved by this Assembly, that Mr. Elias Worthington of Colchester be appointed, and he is hereby appointed and impowered, to sell so much of the real estate of the said Jonathan Harriss, deceas'd, as shall procure said sums of £133 3*s.* 6*d.* and £6 10*s.* 0*d.* together with incident charges thereon arising; taking the direction of the court of probate for the district of East Hadam therein. And he is hereby directed to pay said sums to said creditors and settle his account thereof with said court of probate.

Upon the memorial of Joseph Buckingham and Elizabeth Buckingham, both of Saybrook in New London county, administrators on the estate of Stephen Buckingham late of said Saybrook, now deceased, shewing to this Assembly that the debts due from said estate surmount the inventoried personal estate of said deceas'd the sum of £89 12 4 lawful money; praying for liberty to make sale of so much of the real estate of said deceas'd as shall be sufficient to raise said sum with the incident charges of sale, as per memorial on file &c.: Resolved by this Assembly, that Capt. Joseph Buckingham of said Saybrook have liberty, and liberty is hereby granted to him, to make sale of so much of the real estate of said deceas'd as shall be sufficient to raise said sum of £89 12*s*. 4*d*. lawful money, together with the incident charges of sale; taking the direction of the court of probate for the district of Guilford therein.

Upon the memorial of Jonathan Caulkins, of New London in New London county, administrator on the estate of Nehemiah Smith late of said New London now deceas'd, with the last will of said deceas'd annexed, shewing to this Assembly that the said deceas'd in his said last will made no provision for the payment of debts by the sale of any real estate, and also that the debts due from said estate surmount the personal estate of said deceas'd the sum of £22 9*s*. 7*d*. lawful money; praying for liberty to make sale of so much of said real estate of said deceas'd as shall be sufficient to raise said sum with the incident charges of sale, taking the directions of the court of probate for the district of New London therein, as per memorial on file &c.: Resolved by this Assembly, that liberty be granted and the same is hereby granted to the memorialist, to make sale of so much of the real estate of said deceas'd as shall be sufficient to raise said sum of £22 9*s*. 7*d*. lawful money, together with the incident charges of sale; taking the directions of the court of probate for the district of New London therein.

[522] Upon the memorial of Lydia Raymond, of Stanford in Fairfield county, administratrix on the estate of Lemuel Raymond late of said Stanford, deceas'd, shewing to this Assembly that the debts &c. due from said estate surmount the personal inventoried estate of said deceas'd the sum of £34 1*s*. 10½*d*. lawful money, and praying to be impowered to sell real estate of said deceas'd to raise said sum &c., as per memorial on file: Resolved by this Assembly, that the memorialist be impowered and she is hereby impowered, to sell real estate of said deceas'd to raise said sum of £34 1*s*.

10½*d.* lawful money, together with the incident charges of such sale; taking the direction of the court of probate for the district of Stamford therein.

Upon the memorial of Sarah Smith and Amos Smith, both of Stamford in Fairfield county, administrators on the estate of Amos Smith late of said Stamford, deceas'd, shewing to this Assembly that the debts &c. due from said estate surmount the personal inventoried estate of said deceas'd the sum of £37 15*s.* 6¼*d.* lawful money, and praying to be impowered to sell real estate of said deceas'd to raise said sum &c., as per memorial on file: Resolved by this Assembly, that said memorialists be impowered and they are hereby impowered, to sell real estate of said deceas'd to raise said sum of £37 15*s.* 6¼*d.* lawful money, together with the incident charges of such sale; taking the direction of the court of probate for the district of Stamford therein.

Upon the memorial of Joanna Stilson, of Newtown in the county of Fairfield, administratrix on the estate of James Stilson late of said Newtown, deceas'd, shewing to this Assembly that the debts due from said estate and allowed by the court of probate for the district of Danbury surmount the moveable part of said estate the sum of £276 1*s.* 1*d.* lawful money, and praying for liberty to make sale of so much of the real estate of the said deceas'd as to make said sum &c., as per memorial on file: Resolved by this Assembly, that Menden Stilson and Andrew Stilson, both of said Newtown, have liberty and they are hereby impowered, to make sale of so much of the real estate of the said James Stilson, deceas'd, as to make said sum of £276 1*s.* 1*d.* lawful money, with incident charges arising thereon; taking the direction of the court of probate in the district of Danbury therein.

Upon the memorial of Hezekiah Fitch, sheriff of Fairfield county, presented to this Assembly in May last, representing that one Seth Porter in February, A.D. 1768, being in Fairfield county goal on a complaint for counterfeiting bills of publick credit, he let the said Seth to bail on John and Thomas Porter's bond of £1000 0*s.* 0*d.* for said Seth's appearance before the superior court to be held in Fairfield in the same February to answer said complaint, and that said Seth failing to appear to answer said complaint that said sheriff was therefor amerced by said superior court in the sum of three hundred pounds, that thereupon he put in suit said bond and recovered judgment thereon for £1000 0*s.* 0*d.* and cost, and that said judgment hath since been chancered down by this Assembly to £225 0*s.* 0*d.* and the cost of pros-

ecuting said Seth £18 14*s.* 8*d.* cost on the suit on the bond and for execution £1 4*s.* 9*d.* and cost allowed the sheriff £10 7*s.* 6*d.* to be added thereto, amounting in the whole to £255 6*s.* 11*d.*, and that he hath received in money on account thereof £12 1*s.* 4*d.* and for the residue thereof he took out execution and had the same levied on the lands of said John Porter mentioned in the memorial, and that he had been obliged to expend in and about the matters aforesaid £18 10*s.* 7*d.*; praying for relief &c., as per memorial on file, dated 2d May, A.D. 1769, appears: Resolved by this Assembly, that the memorialist shall and do as soon as may be make and execute a good authentick deed of said lands to the Governor and Company of this Colony and to their successors, and lodge the same with the Secretary of this Colony, and that thereupon he, the said Fitch, shall be and he is hereby upon lodging said deed as aforesaid acquitted, released and discharged from said amerciament of £300 laid upon him by the superior court held in Fairfield in February, 1768, as mentioned in said memorial, and that said Fitch shall also have and receive out of the Colony treasury the sum of £6 9*s.* 3*d.* the balance due to him for his expences over and above said £12 1*s.* 4*d.*, and the Treasurer of this Colony is accordingly directed to pay the same.

[523] Upon the memorial of Zebulon Parish, of Windham in Windham county, John Whitman and Content Whitman, of Norwich and county of New London, administrators on the estate of Thomas Kingsbury late of Windham in said Windham county, deceas'd, shewing to this Assembly that since the former allowance by this Assembly for the sale of land for the payment of the debts due from said estate, other and further debts due from said estate have appeared which by said administrators have been exhibited to the court of probate for the district of Windham and by said court allowed, to the amount of £11 1*s.* 5*d.* lawful money, for the payment whereof said memorialists have no personal estate of said deceased in their hands; praying for liberty to sell so much of the remaining real estate of said deceased as shall be sufficient to pay said sum of £11 1 5, lawful money, together with the incident charges arising on such sale &c.: Resolved by this Assembly, that liberty be granted, and liberty and authority is hereby granted to him, the said Zebulon Parish, to sell so much of the real estate of said deceas'd as shall be sufficient for the payment of said sum of £11 1*s.* 5*d.* lawful money, with the incident charges of such sale; taking the direction of the court of probate for the district of Windham therein.

Upon the memorial of Saul Alverd of Bolton, administrator on the estate of Robert Ball late of said Bolton, deceas'd, shewing to this Assembly that the debts due from the estate of said Ball surmount the personal estate of said deceas'd the sum of £36 6*s*. 5*d*. lawful money; further shewing to this Assembly that the heirs of said deceased are young, and that said deceased died seized of a small tenement of about one acre of land with a small house and barn standing thereon situate in the town plot in said Bolton, whereon the said deceased dwelt in his lifetime, and that it would be for the interest of said minor heirs to have the whole of said tenement, acre of land and buildings thereon, sold for the payment of said debt and the surplus put at interest for said heirs, and praying for liberty to sell the same, as per memorial on file: Resolved by this Assembly, that the memorialist have liberty, and liberty is hereby given to said Saul Alverd, to sell said acre of land, house and barn thereon standing, to pay said debt and incident charges, and the surplus to place at interest for the benefit of said heirs, and to give proper conveyances thereof; taking the direction of the court of probate in the district of Hartford therein.

Upon the memorial of William Adams, of Voluntown in the county of Windham, shewing to this Assembly that Robert Thomson late of said Voluntown, deccas'd, in his life time made his last will and testament and made his wife Mary Thomson sole executrix to said will, and also by the same ordered his said wife to sell fifty-six acres of his land lying in said Voluntown, to pay his debts and also to pay a legacy to Hugh Thomson his brother to the amount of £50 0*s*. 0*d*. in old tenor bills, and after the decease of said testator the said executrix exhibited to the court of probate in the district of Plainfield said will, which was by said court proved, approved &c., and some time after the memorialist married the said Mary before she had sold any of the said land to pay said debts &c., and that the said Mary desired the memorialist to pay said debts and legacy and that she would sell land according to the order given by said will or so much of it as to pay said debts and legacy, and accordingly the memorialist paid in the year 1754 the sum of £249 11*s*. 9*d*. old tenor bills, and also £50 0*s*. 0*d*. in said bills, in full of said legacy mentioned in said will, and soon after the memorialist had paid said sums and before the said Mary had sold any of said land she died, and since her death there has been no person that could sell and give a legal title to the same, and that the sums paid by the memorialist being

reduced to lawful money amounts to the sum of £29 10*s.* 8*d.*; praying for liberty to sell said 56 acres or so much of said lands of the said Robert Thomson, deceas'd, as to raise said sum of £29 10*s.* 8*d.* lawful money, with the necessary charges arising thereon, as per memorial on file: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby given to him, to sell so much of the aforesaid land of the said Robert Thomson, deceas'd, as to raise the said sum of £29 10*s.* 8*d.* lawful money, together with the incident charges arising thereon; taking the direction of the court of probate in the district of Plainfield therein.

Upon the memorial of Daniel Sturgiss of Fairfield and Daniel Sturgiss of Ridgefield in the county of Fairfield, representing that the General Assembly in May, 1769, had granted unto them a considerable part of a bond by them given unto the Treasurer of this Colony on the memorialists paying the sum of one hundred pounds and the cost of [524] prosecution, which the || memorialists being unable to perform judgment hath been rendered against them by the superior court held in Fairfield in August term, 1769, for the whole of said bond; praying some meet person might be appointed to take personal security for said one hundred pounds and the said cost in discharge of said judgment: Resolved by this Assembly, that Gold Selleck Silliman, Esq^{r}, be and he is hereby appointed and impowered to take and receive of the memorialists an obligation with sufficient surety payable to the Governor and Company of the Colony of Connecticut for the sum of one hundred pounds and the cost of said criminal prosecution, including interest from the rising of the General Assembly in May, 1769, which obligation is to be made payable on the first day of June, A.D. 1771, and to draw interest; and upon the receiving of such obligation by said Silliman to and for the use of this Colony the said judgment of said superior court shall be void and of no force, and the memorialists shall thereupon be wholly discharged therefrom.

Upon the memorial of Martha Redfield, administratrix on the estate of Theophilus Redfield late of said Killingworth, deceas'd, representing that the debts and charges exhibited and allowed by the court of probate for the district of Guilford surmount the whole inventoried moveable estate of the said deceas'd the sum of £17 18*s.* 11½*d.*; praying that some suitable person may be appointed to sell so much of the real estate of the said deceas'd Theophilus Redfield as may be

sufficient to pay the said sum of £17 18*s.* 11½*d.* with the incident charges arising thereon, taking the advice of the court of probate for the district of Guilford therein: Resolved by this Assembly, that the memorialist have liberty, and liberty is hereby granted, to make sale of so much of the real estate of the said deceas'd as will raise the sum of £17 18*s.* 11½*d.* together with the incident charges arising on said sale; taking the direction of the court of probate for the district of Guilford therein.

Upon the memorial of Stephen Lane and Phebe Lane, administrators on the estate of John Hull late of Killingworth, deceas'd, shewing to this Assembly that the debts and charges allowed by the court of probate for the district of Guilford against the estate of said Hull surmount the personal estate of said Hull the sum of £24 8*s.* 10*d.*; praying for liberty to sell so much of the real estate of said deceas'd as will be sufficient to raise said sum: Resolved by this Assembly, that the said Stephen Lane be and he is hereby impowered, to sell so much of the real estate of said deceas'd as will be sufficient to raise said sum of £24 8*s.* 10*d.* lawful money, and the incident charges arising on such sale; taking the direction of the court of probate for the district of Guilford therein.

Upon the petition of James Olcott, of Harwinton in Litchfield county, against Samuel Barber of said Harwinton, shewing to this Assembly that sometime in the year 1763, he procured said Barber and one David Heydon of said Harwington to be his bondsmen for about sixty pounds, lawful money, for which he gave his notes of hand for their security in the premises, and that the said Barber having paid said sum and brought his action against said Olcott and committed him thereon to goal, and that soon after the said Olcott gave to the said Barber a deed of about fifty acres of land in said Harwinton with a dwelling-house, barn &c. thereon standing, for his security in the premises, and that he has tendered to said Barber the sum of £62 15*s.* 0*d.* lawful money, and paid fifty shillings, but that said Barber refuses to reconvey said land to said Olcott; praying for relief in the premises: Resolved by this Assembly, that John Chester, Jabez Fitch and Hezekiah Brainerd, Esq[rs], be and they are hereby appointed a committee with full power to examine into all the matters mentioned and referred to in said petition, and their report of what they find in the premises with their opinion thereon to make to this Assembly at their present sessions.

On the petition of Nathaniel Eells, of Stonington in the county of New London, and Edward Eells, late of said Stonington now residing in South Kingston in the Colony of Rhode Island, *vs.* Theophilus Baldwin jun^{r} of said Stonington, dated September 18th, 1769, as on file: The question was put, whether anything should be granted on said petition: Resolved by this Assembly in the negative.

[525] On the petition of George Clinton, of New Haven in the county of New Haven, *vs.* Mary Kimberly and Silas Kimberly, both of said New Haven, administrators on the estate of Israel Kimberly late of said New Haven, deceas'd, and Huldah Kimberly, Asahel Kimberly, Mary Kimberly, Gilead Kimberly, Nathaniel Kimberly, Sarah Kimberly, Ezra Kimberly, Hannah Kimberly, Gideon Kimberly, Israel Kimberly, and Liberty Kimberly, all of said New Haven, children and heirs of said Israel Kimberly, deceased, as on file, dated September 21st, 1769: The question was put, whether anything should be granted on the prayer of said petition: Resolved by this Assembly in the negative.

On the petition of George Caldwell, of Salisbury in the county of Litchfield, *vs.* Richard Smith, of Boston in the Province of the Massachusets Bay, otherwise called Richard Smith of Salisbury aforesaid, as on file, dated April 28th, 1770: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative.

On the petition of Jacob Whitmore and Mary Whitmore, both of Midletown in the county of Hartford, *vs.* Mathew Talcott, Esq^{r}, and Samuel Russell and Sarah his wife, all of Midletown aforesaid, as on file, dated September 22d, 1769: The question was put, whether anything prayed for in said petition should be granted: Resolved by this Assembly in the negative. *Cost allowed respondents is* £3 5*s.* 0*d. L. money. Ex. granted June* 21*st*, 1770.

On the memorial of John Benton, of Hartford in the county of Hartford, on file, dated October 24th, 1769, citing Elisha Bigelow of said Hartford to appear and answer to the same &c.: The question was put, whether the prayer of said memorial should be granted: Resolved by this Assembly in the negative.

Cost allowed to James Nichols, of Hartford in the county of Hartford, *vs.* Elisha Bigelow of Hartford aforesaid, for his attendance &c. to answer the petition of said Bigelow preferred to this Assembly against the said Nichols and

withdrawn by him, the petitioner, is £5 4 9, lawful money. *Ex. granted June 15th*, 1770.

This Assembly grants to his Honor Governor Trumbull the sum of one hundred and fifty pounds, for the first half of his salary the current year.

This Assembly grants to his Honor Deputy Governor Griswold the sum of fifty pounds, for the first half of his salary the current year.

This Assembly grants to Mr. Secretary Wyllys the sum of twenty pounds, for his salary the last year.

This Assembly grants to John Lawrence, Esq^{r}, Treasurer of this Colony, the sum of one hundred and sixty pounds, for his salary the last year.

This Assembly grants to Capt. Titus Hurlbut the sum of six pounds, lawful money, for his service in taking care of the Battery in New London the two years last past, and the Treasurer is ordered to pay the same accordingly.

Resolved by this Assembly, That all the petitions, memorials and reports of committees, and all other business now lying before this Assembly and undetermined be, and the same are hereby, continued to the General Assembly to be held at New Haven in October next.

On the petition of Eliphalet Beecher, of New Haven in the county of New Haven, *vs.* Charles Sabin of New Haven, dated September 20th, 1769: The question was put, whether the pleas offered by the respondent in abatement of said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative.

[526] On the petition of Roswell Mills, of East Windsor in the county of Hartford, *vs.* Joel Loomiss of said East Windsor, as on file, dated October 5th, 1769: The question was put, whether the pleas offered by the respondent in abatement of said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative.

On the petition of Jeremiah Horton, John Horton, Gad Horton, Lucy Horton and Lois Horton, all of Springfield in the Province of the Massachusets Bay &c., *vs.* Shubael Geer, of Enfield in the county of Hartford, as on file, dated April 29th, 1769: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative.

On the petition of Lyman Hall, of Pompon in Jacksons Borough in the Province of South Carolina, *vs.* Gershom Burr and Thaddeus Burr, both of Fairfield in the county of

Fairfield, as on file, dated May 23d, 1769: The question was put, whether the pleas offered on the part of the respondents in abatement of said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative.

On the petition of Noah Wadhams, of Goshen in the county of Litchfield, *vs.* Elisha Sheldon, of Litchfield in the county of Litchfield, Esq^{r}, as he is treasurer of the county Litchfield aforesaid, as on file, dated May 2d, 1769: The question being put, whether the prayer of said petition should be granted, the same is resolved by this Assembly in the negative.

On the petition of John Richards, Pygan Adams and Anne his wife, Elizabeth Coit and Abigail Coit, all of New London in the county of New London, which said Adams petitions in right of his said wife, and said Elizabeth Coit and Abigail Coit, being minors &c., petition by their next friend Thomas Coit of said New London, *vs.* Nathaniel Shaw &c., as on file, dated April 27th, 1769: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative.

This Assembly was adjourned (by usual proclamation) until the Governor, or in his absence the Deputy Governor, shall see cause to call it to meet again.

Teste GEORGE WYLLYS, Secret'y.

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[1] AT A MEETING OF THE GOVERNOR AND COUNCIL OF THE COLONY OF CONNECTICUT CONVENED AT HARTFORD ON MAY THE 10TH DAY ANNO DOM. 1770.

Present:

Hon^{ble} Jonth Trumbull, Esq^{r}, *Governor.*

Hon^{ble} Matthew Griswold, Esq^{r}, *Deputy Governor.*

Hez. Huntington, Esq^{r},	Roger Sherman, Esq^{r},	*Assistants.*
Shubael Conant, Esq^{r},	Robert Walker, Esq^{r},	
Elisha Sheldon, Esq^{r},	Abraham Davenport, Esq^{r},	
Eliphalet Dyar, Esq^{r},	Joseph Spencer,	
Jabez Huntington, Esq^{r},	Zebulon West, Esq^{r},	
Wm. Pitkin, Esq^{r},		

The selectmen of Weathersfield exhibited their account of sundries expended for supporting Patrick Irwin, one of the Colony's poor, amounting to eighteen pounds eight shillings, lawful money: Resolved by this Board, that said sum of £18 8 0 be paid to said selectmen for defraying said expence. *Order given 1st June, 1770.*

The selectmen of Plainfield laid before this Board an account of sundries expended in supporting Ann Cutreen, a transient person;

amounting to the sum of £3 12 0, lawful money: Resolved, that said sum of £3 12 0 be paid to said selectmen for defraying said expences. *Order given 1st June, 1770.*

Doctor Robert Usher, of Colchester, laid before this Board an account of sundries expended in doctoring Mechial Ball, a transient person, amounting to £0 14 4 L. M.: Resolved, that said sum be paid out of the Colony treasury for defraying said expence. *Order given June 1st, 1770.*

[2] Benjamin Day, of Colchester, laid before this Board his account of sundries expended in supporting Michael Ball, a transient person, amounting to £0 19 0, lawful money: Resolved, that said sum of £0 19 0 be paid for defraying said expence out of the Colony treasury. *Order given 1st June, 1770.*

The selectmen of Guilford laid before this board an account of their expences in supporting Mary Chilman, a transient person, amounting to £8 17 6, which was allowed: Whereupon it is resolved, that said sum be paid out of the Colony treasury for defraying said expences. *Order given 18th May, 1770.*

The selectmen of Stamford exhibited to this Board an account of expences in supporting Doctor Ward and James Wilson, amounting to the sum of £12 1 2, lawful money: Resolved, that said sum be paid out of the Colony treasury to said selectmen for defraying said expences. *Order given 15th May, 1770.*

The selectmen of Salsbury exhibited to this Board their account of expences in supporting Timothy Coe, a transient person, amounting to the sum of £3 1 2, lawful money: Resolved by this Board, that said [sum] be paid to said selectmen for defraying said expences. *Order given June 1st, 1770.*

The selectmen of Wallingford exhibited to this Board an account of sundries expended for nursing and supporting Peter Low, a transient person, amounting to the sum of £11 10, lawful money: Resolved, that said sum be paid to said selectmen out of the public treasury for defraying said expences. *Order given 1st June, 1770.*

[3] The selectmen of Norwalk exhibited their account of sundries expended in supporting Jonathan Johnson, a transient person, amounting to the sum of £3 14 5, lawful money, as per account on file: Resolved by this Board, that said [sum] be paid to said selectmen out of the Colony treasury for defraying said expences. *Order given 1st June, 1770.*

The selectmen of Ashford exhibited their account of sundries expended in supporting Mary Hambleton, a transient person, amounting to the sum of £5 13 6, lawful money, as per account on file: Resolved by this Board, that said sum be paid said selectmen out of the public treasury of this Colony for the purpose of defraying said expences. *Order given 1st June, 1770.*

The selectmen of Litchfield exhibited their account of sundries expended in supporting Thomas Smith, a transient person, amounting to the sum of £12 12 0, lawful money, as per account on file:

Resolved by this Board, that said sum be paid out of the public treasury of this Colony in full of said account. *Order given 1st June, 1770.*

The selectmen of Lebanon exhibited their account of sundries expended in supporting Henry Jarvis, a transient person, one Simmons, a transient person, and an Indian squaw, amounting in the whole to the sum of £12 11 3, as per account on file: Resolved by this Board, that said sum be paid said selectmen out of the public treasury of this Colony in full of said account. *Order given.*

The selectmen of Groton exhibited their account of sundries expended in supporting David Alverson, one of the Colony's poor, amounting to the sum of £13 0 0, lawful money, as per account on file: Resolved by this Board, that said sum be paid said selectmen out of the public treasury of this Colony in full of said account. *Order given 25th May, 1770.*

The selectmen of Sharon exhibited their account of sundries expended in supporting Peter Gumbleton, one of the Colony's poor, amounting to £8 17 5, L. M.: Resolved by this Board, that said sum be paid said selectmen out of the public treasury in full of said account. *Order given 25th May, 1770.*

[4] The selectmen of Windsor exhibited their account of sundries expended in supporting Thomas Simmons, a transient person, amounting to the sum of £2 9 0, lawful money, as per account on file: Resolved by this Board, that said sum be paid said selectmen out of the public treasury of this Colony in full of said account. *Order given 1st June, 1770.*

The selectmen of Woodbury exhibited their account of sundries expended in supporting John Rowling £2 17 6, James Morris 3 3 6, for said James £1 0 0, for John Burcham £3 0 0, all transient persons, as per account on file: Resolved by this Board, that said several sums be paid said selectmen out of the public treasury of this Colony for defraying said expences. *Order given 1 June, 1770.*

The selectmen of Greenwich exhibited their amount of sundries expended in supporting Thomas Simmons and one other transient person his name not known, amounting in the whole to £1 13 3, lawful money, as per account on file: Resolved by this Board, that said sum be paid to said selectmen out of the public treasury of this Colony in full of said accounts. *Order given 1 June, 1770.*

The selectmen of Kent exhibited their account of sundries expended in supporting Rosanna Grant, a transient person, amounting to the sum of £1 16 6, lawful money, as per account on file: Resolved by this Board, that said sum be paid to said selectmen out of the public treasury of this Colony in full of said account. *Order given 1 June, 1770.*

Thomas Foot of Waterbury laid before this Board an account of sundries expended in doctoring one Patrick Fleming, a transient person, amounting to the sum of £5 2 0, lawful money, as per account on file: Resolved by this Board, that said sum be paid to

said Thos. Foot out of the public treasury of this Colony in full of his account. *Order given 1 June, 1770.*

Doctor Simon Wolcott exhibited his account of sundries expended in doctoring Thomas Simmons, a transient person, amounting to the sum of £2 10 9, lawful money, as per account on [5] file: ‖ Resolved by this Board, that said sum be paid out of the public treasury of this Colony to the said Doctor Wolcott in full of said account. *Order given 7th June, 1770.*

The selectmen of Farmington exhibited their account of sundries expended in supporting Isaac Jammison, a transient person, amounting to the sum of £10 3 3, lawful money, as per account on file: Resolved by this Board, that the said sum of £10 3 3 be paid out of the publick treasury of this Colony in full of said account. *Order given 1 June, 1770.*

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[528] *Anno Regni Georgii tertii Regis decimo.*

At a General Assembly of the Governor and Company of the Colony of Connecticut in New England in America holden at New Haven in said Colony on the second Thursday of October and continued by several adjournments to the second day of November next following, annoque Domini 1770.

Present:

The Honorable Jonathan Trumbull, Esq^{r}, *Governor.*

The Honorable Mathew Griswold, Esq^{r}, *Deputy Governor.*

Hezekiah Huntington, Esq^{r}, Robert Walker, Esq^{r},
Elisha Sheldon, Esq^{r}, Abraham Davenport, Esq^{r},
Eliphalet Dyer, Esq^{r}, Joseph Spencer, Esq^{r},
Jabez Huntington, Esq^{r}, Zebulon West, Esq^{r},
Roger Sherman, Esq^{r},
} *Assistants.*

Representatives or Deputies of the Freemen of the several Towns are as follows, viz:

Col. John Pitkin, Mr. Benjamin Payne, for Hartford.
Mr. Fisher Gay, Col. John Strong, for Farmington.
Col. Jabez. Hamlin, Mr. Seth Wetmore, for Midletown.
Col. John Chester, Capt. Elisha Williams, for Weathersfield.
Mr. John Owen, Capt. Jonathan Humphrey, for Symsbury.
Capt. Joseph Brooks, Col. Hezekiah Brainard, for Haddam.
Capt. Samuel Chapman, Mr. Samuel Cobb, for Tolland.
Capt. Jonathan Wells, Mr. John Kimberly, for Glastonbury.
Capt. Joel White, Capt. Benjamin Talcott, for Bolton.
Capt. Henry Champion, Mr. Elias Worthington, for Colchester.
Mr. Emery Pease, Capt. Luke Cooley, for Somers.
Capt. Abner Barber, Capt. Joseph Crocker, for Willington.

Mr. Ebenezer White, Mr. Nathaniel Freeman, for Chatham.
Capt. Isaac Pinney, Mr. Joshua Fuller, for Stafford.
Mr. Daniel Brainard, Capt. Dyer Throop, for East Hadam.
Doc. Alexander Wolcott, Mr. Roger Newberry, for Windsor.
Mr. Gideon Granger, for Suffield.
Majr Erastus Wolcott, Capt. Charles Elsworth, for East Windsor.
Mr. Edward Collins, Capt. Ephraim Terry, for Enfield.
Capt. Samuel Gilbert, Capt. David Barber, for Hebron.
[529] Col. Nathan Whiting, Mr. Joshua Chandler, for New Haven.
Col. Benjamin Hall, for Wallingford.
Mr. James Barker, Mr. Ithiel Russell, for Branford.
Mr. Joseph Hopkins, Mr. Thomas Mathews, for Waterbury.
Col. Elihu Chauncy, Capt. James Wadsworth, for Durham.
Capt. John Fowler, Majr David Baldwin, for Milford.
Mr. Nathaniel Hill, Capt. John Eliott, for Guilford.
Mr. Joseph Hull, Capt. John Holbrook, for Derby.
Col. Gurdon Saltonstall, Mr. William Hilhouse, for New London.
Mr. Elisha Fitch, Capt. Elijah Backus, for Norwich.
Maj. Charles Phelps, Mr. Benjamin Clark, for Stonington.
Capt. Robert Geer, Capt. Benaddam Gallop, for Groton.
Capt. Roger Sterry, Capt. John Tyler, for Preston.
Maj. Samuel Holden Parsons, Mr. Eleazer Mather, for Lyme.
Capt. Hezekiah Whittlesey, Capt. John Shipman, for Saybrook.
Mr. Benjamin Gale, Mr. Theophilus Morgan, for Killingsworth.
Ebenezer Silliman, Esqr, Capt. David Burr, for Fairfield.
Mr. Amos Mead, for Greenwich.
Capt. Theophilus Nichols, Mr. Nathan Birdsey, for Stratford.
Col. Thomas Fitch, Mr. Thomas Belden, for Norwalk.
Mr. Joseph P. Cook, Mr. Daniel Starr, for Danbury.
Col. John Read, Mr. Lemuel Sanford, for Reading.
Mr. Benjamin Weed, for Stamford.
Capt. Henry Glover, Mr. Abel Booth, for Newtown.
Capt. James Potter, Capt. Nehemiah Beardsley, for New Fairfield.
Mr. Philip B. Bradley, Mr. Benjamin Stebbins, for Ridgefield.
Capt. Jabez Huntington, Mr. Nathaniel Wales, for Windham.
Majr William Williams, Capt. Joseph Trumbull, for Lebanon.
Mr. Bryant Brown, Mr. Samuel Learned, for Killingly.
Capt. Elisha Child, Mr. Manasseh Hosmer, for Woodstock.
Capt. Benjamin Sumner, Capt. Ichabod Ward, for Ashford.

Mr. Thomas Williams, Mr. Samuel Craft, for Pomfret.
Mr. Phineas Strong, Mr. Ephraim Root, for Coventry.
Capt. Robert Dixon, Mr. Samuel Stewart, for Voluntown.
Mr. Constant Southworth, Majr Joseph Storrs, for Mansfield.
Capt. John Douglass, Mr. John Pierce, for Plainfield.
Mr. John Curtiss, Capt. Jabez Fitch, for Canterbury.
Mr. Abraham Kilborn, Capt. Oliver Wolcott, for Litchfield.
Mr. Daniel Sherman, Capt. Benjamin Stiles, for Woodbury.
Majr Bushnel Bostwick, Capt. Samuel Canfield, for New Milford.
Mr. Joshua Porter, Capt. James Landon, for Salisbury.
Capt. Ebenezer Norton, Captain Jonathan Buell, for Goshen.
Capt. Mathew Gillett, Capt. Abel Merrells, for New Hartford.
Col. John Williams, Capt. Caleb Jewett, for Sharon.
Mr. Heman Swift, Capt. Thomas Porter, for Cornwall.
Mr. Elisha Swift, Capt Moses Averill, for Kent.
Majr Abijah Catlin, Mr. Josiah Phelps, for Harwington.
Capt. Samuel Forbes, Majr Charles Burrell, for Canaan.
Mr. John Cook, for Torrington.

Jabez Hamlin, Esqr, Speaker } of the House of Repre-
William Williams, Esqr, Clerk } sentatives.

[530] An Act in Addition to a Law of this Colony entituled An Act for the due Observation and Keeping the Sabbath or Lord's Day, and for preventing and punishing Disorders and Prophaneness on the Same.

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That no persons in this Colony professing the Christian protestant religion, who soberly and conscientiously dissent from the worship and ministry established or approved by the laws of this Colony and attend publick worship by themselves, shall incur any of the penalties in said act mentioned for not attending the worship and ministry so established on the Lord's day, or on account of their meeting together by themselves on said day for the publick worship of God in a way agreeable to their consciences; anything in said act to the contrary notwithstanding.

An Act in Addition to a Law of this Colony intituled An Act for the Direction of Listers in their Office and Duty.

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That all the ministers of the gospel that now are or hereafter shall be settled in this Colony, during their continuance in the ministry, shall have all their estates lying in the same society as well as in the same town wherein they dwell exempted out of the list of polls and rateable estates.

An Act in Addition to and Alteration of an Act made in May last intituled An Act in Addition to an Act intituled An Act concerning Petitions and Prayers or Memorials to the General Assembly.

Whereas in said act it is enacted that the Assembly at discretion may refer any such petitions to be heard by a committee for that purpose appointed, who shall make their report to the Assembly in writing, with the exhibits produced and their opinion thereon: And whereas in many cases it may not be expedient for such committees to report the exhibits but only the facts appearing from the whole of the evidence laid before them:

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That every committee to whom the hearing of any petition or memorial shall be referred by the Assembly shall make report in writing of the facts that they shall find in the case with their opinion thereon, or otherwise as they may be specially directed by the Assembly.

And be it further enacted by the authority aforesaid, That all memorials brought to the Assembly shall be conducted agreeable to the direction of this and the aforesaid act relative to petitions; and when any matter of law or principle of equity arising upon the facts stated by the report of a committee shall be in question between the parties, and by them or either of them particularly pointed out in writing, they or their council may be heard thereon *viva voce* before the Assembly. And that the Secretary's fees only shall be taken where the Assembly are no other ways hindred than by appointing a committee as aforesaid; any law, usage or custom to the contrary notwithstanding.

An Act concerning Attachments and levying Executions.

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That for the future when any estate real or personal is attached by virtue of a writ of attachment in any civil action, the officer who serves the same shall leave with the person whose estate is so attached, or at the place of his usual abode (if within this Colony,) a true and attested copy of the writ and of his return describing the estate by him attached thereon: and when any real estate is taken, the officer serving the same shall leave a true and attested copy of the writ and the estate taken at the town clerk's office in such town where the estate lies; and until the service is so compleated the estate attached shall not be held by such attachment against any other creditor or *bona fide* purchaser unless such copy is left in service within seven days next after attaching

the estate and before the time limited by law for the service of such writ is expired.

And be it further enacted by the authority aforesaid, That no estate attached as aforesaid shall be held to respond the judgment obtained by the plaintiff at whose suit the same is attached, either against the debtor or any other creditor, unless such judgment creditor take out execution on such judgment and have the same levied on the goods or personal estate within sixty days after final judgment, or on the real estate, and the same have apprized and recorded within four months after such judgment obtained; or if such goods or estate are incumbered by any prior attachment, the execution be levied as aforesaid within the respective times aforesaid after such incumbrance is removed. And that when the body of any person is attached, and for want of bail committed to prison, the person so committed shall not be holden in prison by virtue of such attachment for a longer time than five days after the rising of the court in which final judgment in such case shall be rendered; and in case no execution shall be taken out upon such judgment and levied upon the person of such imprisoned debtor within five days aforesaid, the goal keeper upon his fees being paid may not hold such prisoner any longer by virtue of said commitment; any law, usage or custom to the contrary notwithstanding.

An Act in Addition to and Alteration of a Law of this Colony intituled An Act for the Admission of Inhabitants in Towns and for the Preventing of charge on Account of such as are not admitted therein.

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, [531] That no transient person or ‖ inhabitant of any other Colony, who may come to reside or dwell in any town in this Colony, shall gain a legal settlement in such town by dwelling there, unless admitted by a major vote of the inhabitants of such town or by the consent of the civil authority in and selectmen of said town, or unless such person shall be appointed to and execute some public office, or have been possessed in his own right in fee of a real estate of the value of one hundred pounds in such town during his continuance there: but such persons not having gained a settlement as aforesaid, if the selectmen of such town judge they are likely to become chargeable to said town, may be removed to the place of their last legal settlement, although they may have been suffered to continue in said town more than twelve months without being warned to depart; anything in said act to the contrary notwithstanding.

And it is further enacted, That any inhabitant of any town within this Colony may for the better support of himself or

family have liberty to remove with his family into any other town in the Colony and continue there without being liable to be removed, provided such person procure a certificate in writing under the hands of the civil authority in and selectmen of the town from whence he removes, that he is a legal inhabitant in that town, and lodge the same with the clerk of the town to which he removes. And in case such person or any of his family stand in need of relief from said town, he or they shall be supported at the cost of the town where such person was settled and obtained a certificate as aforesaid, and may be returned back to such town, provided such person hath not been admitted an inhabitant or gained a settlement as before in this act is provided, in any other town after such certificate was given.

Provided nevertheless, That persons coming to reside in any town as aforesaid and their estates shall be as liable to be taken under the care of the selectmen of the town where they dwell for mismanagement, idleness or bad husbandry, agreeable to the law in that case provided, as if they had a legal settlement in such town, and that nothing in this act shall be construed to hinder such towns from ridding themselves of any vagrant or persons whom such town or the authority therein or selectmen thereof shall judge to be of disorderly, ungoverned or vicious conversation, in the same manner as they might have done before the passing of this act.

An Act against counterfeiting Coins.

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That whosoever hereafter shall counterfeit or make any instrument or instruments for the counterfeiting any of the coins mentioned in the proclamation of her late Majesty Queen Anne, for ascertaining the rates of foreign coins in her Majesty's Plantations in America, or any other gold or silver coins currently passing in this Colony, or shall be aiding or assisting therein, or shall pass, utter or put off any base, false or counterfeit coin within this Colony, knowing the same to be base, false or counterfeit as aforesaid, and be thereof convicted before the superior court, shall have his right ear cut off, be branded in the forehead with the letter C on a hot iron, be whipped on the naked body twenty stripes, be imprisoned six months in the common goal in the county where such person shall be convicted, without bail or mainprize, and there kept to hard labour according to the direction of the law concerning work-houses, and be fined at the discretion of the court, and pay costs of prosecution. And if

such offender or offenders shall not be able to pay such fine and costs of prosecution, said superior court is hereby authorized and fully impowered to assign such person or persons in service for satisfying the same after the expiration of said six months imprisonment.

An Act in Addition to the Law of this Colony intituled An Act for the Punishment of Theft.

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That whoever for the future shall stéal or purloin any money, goods or chattels, of the value of five shillings or of any greater value under the sum of twenty shillings, and be thereof convicted by confession or other sufficient evidence, and shall refuse or not be able to pay the fine imposed, shall be punished by whipping on the naked body at the discretion of the court, assistant or justice of the peace that shall try the same, not exceeding ten stripes; any law, usage or custom to the contrary in anywise notwithstanding.

An Act to suppress Hawkers, Pedlars, and Petty Chapmen, and to repeal an Act intituled An Act for regulating and licensing Pedlars, Hawkers and Petty Chapmen, and also one other Act made in Alteration thereof.

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That for the future no person shall trade, deal and traffick in this Colony as a pedlar, hawker and petty chapman. And that if any person shall presume to traffick, deal and trade in manner aforesaid, such person shall forfeit all goods, wares and merchandize so by him carried about and offered [532] to sale: the one half to him or them who shall || inform and prosecute such information to effect, the other half to the Colony treasury for the use of the Government.

Be it further enacted by the authority aforesaid, That all such goods or merchandize offered to sale as aforesaid may and shall be seized by any person to whom such goods or merchandize are so offered to sale, or by any other person or persons in this Colony. And such goods and merchandize so seized shall forthwith be delivered to the next Assistant or justice of the peace, and an inventory thereof shall be taken by such Assistant or justice, and the same he shall cause to be apprized by two indifferent, judicious freeholders by him appointed, who shall be sworn faithfully to apprize said goods and merchandize according to their true and just value in money; and such goods so apprized shall remain in the hands of said Assistant or justice of the peace until final judgment be had on said information. And the person or persons seizing such goods and merchandize shall make information against said goods seized as aforesaid to an

Assistant or justice of the peace in the town where such goods are seized, if the value of such goods apprized as aforesaid do not exceed the sum of forty shillings, and if the value of such goods exceed the sum of forty shillings to the next county court in that county where such goods are seized. And said Assistant or justice of the peace or county court where such information is filed shall proceed to hear and try said cause, and are hereby impowered to decree said goods forfeit as aforesaid and order the same to be sold at publick vendue, and the avails thereof paid in manner aforesaid. And the King's Attorneys in the several counties and all other informing officers are hereby directed to make prosecution of this act.

Always provided, That nothing in this act shall be construed to hinder any persons carrying about and selling deer's skins, beaver furs, and all other the produce and manufactures of this and the neighboring Colonies.

Be it further enacted by the authority aforesaid, That an act of this Colony intituled An act for regulating and licensing pedlars, hawkers and petty chapmen, and one other act in alteration thereof, be and the same are hereby repealed and made null and void: Provided nevertheless, that no person or persons who are by said act already licenced for the purpose aforesaid shall be restrained by virtue of this act from dealing as aforesaid during the term of and until the expiration of their respective licences.

An Act for the Encouragement of the Whale and Cod Fisheries.

Whereas the whale and cod fisheries are of great importance, and if duly encouraged may prove a source of wealth and real advantage to this Colony by extending the trade and navigation thereof and increasing seamen,

Be it therefore enacted by the Governor, Council, and Representatives, in General Court assembled, and by the authority of the same, That all vessels owned in this Colony and employed in either the whale or cod fisheries for the term of four months in a year shall be exempted from being set in the publick list and freed from taxes in each year wherein they shall be so employed in either of said fisheries.

And be it further enacted by the authority aforesaid, That all inhabitants of this Colony who shall be employed four months in a year on board vessels in said fisheries and owned in this Colony as aforesaid be exempted from having their heads set in the list in each year wherein they shall be so employed in said business. And also, that every such inhabitant employed as aforesaid shall be exempted from working at highways during each year they are so employed.

An Act in Addition to and Alteration of one certain Law of this Colony intituled An Act for regulating the Assize of Bricks.

Whereas it is found by experience that the size or dimensions of bricks as now required by law is very inconvenient, for that the contexture of the clay in many towns in this Colony is such that it is impracticable to make bricks of so large a size with advantage: For the remedy whereof,

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That for the future all bricks made within this Colony for sale shall be full eight inches in length, four inches in breadth, and two inches thick; any law or custom to the contrary notwithstanding.

Resolved by this Assembly, That John Ledyard and John Lawrence, Esq^{rs}, be ordered, and they are hereby ordered and directed, as soon as may be, to procure a good bill or bills of exchange on some proper person or persons in London to the amount of a sum not exceeding one thousand pounds sterling, and deliver the same to his Honor the Governor, who is hereby desired to transmit the same properly indorsed to Richard Jackson, Esq^{r}, Agent of this Colony at the Court of Great Britain, to be by him applied to the use and benefit of this Colony.

[533] The Gentlemen nominated by the Votes of the Freemen to stand for Election in May next as sent in to the General Assembly holden at New Haven on the second Thursday of October, 1770, are as follows, viz:

Hon^{ble} Jona. Trumbull, Esq^{r},	Abraham Davenport, Esq^{r},
Hon^{ble} Mathew Griswold, Esq^{r},	William Samuel Johnson, Esq^{r},
Hezekiah Huntington, Esq^{r},	Joseph Spencer, Esq^{r},
Shubael Conant, Esq^{r},	Zebulon West, Esq^{r},
Elisha Sheldon, Esq^{r},	The Hon^{ble} Thomas Fitch, Esq^{r},
Eliphalet Dyer, Esq^{r},	Ebenezer Silliman, Esq^{r},
Jabez Huntington, Esq^{r},	John Chester, Esq^{r},
William Pitkin, Esq^{r},	Jabez Hamlin, Esq^{r},
Roger Sherman, Esq^{r},	Oliver Wolcott, Esq^{r},
Robert Walker, Esq^{r},	Nathan Whiting, Esq^{r}.

This Assembly having at their sessions in May last appointed the Hon^{ble} Jonathan Trumbull, Esq^{r}, and Colo. George Wyllys a committee to make diligent search after all deeds of conveyance relative to the title of the lands granted by the crown to this Colony by the royal charter, and also the grant to the Duke of York &c., and all other grants that can affect this Colony, and said committee not having compleated their report they are requested to make a further search about the premises and to report what they may discover.

This Assembly do appoint Gurdon Saltonstall, Esq^r, and Capt. Joseph Trumbull to enquire after and collect all the public letters and other papers relating to the affairs of this Colony which properly belong to the Colony, in whose custody soever the same may be found, (except those in the hands of his Honor the present Governor or in the Secretary's office,) and properly sort, arrange and file the same, according to the order of the time in which they were written, and write on each file the sort of papers it contains and the year they belong to, and lodge the same with the Secretary.

Resolved by this Assembly, That the selectmen of the town of Colchester shall have liberty to bring in bills of abatement on the two rates which John Hopson of said Colchester was appointed to collect, as though they had been presented before the first of September *anno Domini* 1769, which abatements being judged by John Lawrence, Treasurer, to be conformable to the act made in May, 1768, respecting abatements shall be allowed towards the arrears of said two rates that now remain unballanced.

Resolved by this Assembly, That the Treasurer be directed and is hereby ordered and directed to transmit to this Assembly a particular account, from the year 1762 to the year 1770, of the expences of government in each year in paying the General Assemblies, superior courts, the annual expence in prosecuting and convicting criminals, and also of the avails of the superior courts paid to the clerk, and the annual cost in supporting and transporting vagrants and strangers in this Colony in the aforesaid years, and an account of the monies paid out of the treasury for school money in each year, distinguishing the sum total of each year and each article of expence by itself.

Whereas this Assembly in October, 1761, granted and resolved that the fare of Stratford Ferry for transporting each wheel-carriage, the persons travelling therein and horse or horses thereunto belonging, over said ferry should be eighteen pence: And whereas said fare is found to be unequal, no distinction being made between wheel-carriages of different kinds &c.: It is therefore resolved by this Assembly, that said resolve stating said fare of carriages be and the same is hereby repealed and made void; and the fare for such carriages over said ferry for the future shall be under the same regulations as the fare of such carriages over other ferries in this Colony by law are.

This Assembly do appoint Timothy Gates of East Hadam to be Surveyor of Lands in the county of Hartford.

This Assembly do appoint Elijah Fenton of Wellington a Surveyor of Lands for the county of Hartford.

[534] The Sums Total of the Lists of the Polls and Rateable Estate in the several Towns in this Colony for the Year 1770, as returned to this Assembly, viz:

Hartford,	£43493	16	0	Farmington,	£60727	16	0
Midletown,	41108	2	0	Weathersfield,	31542	17	1
Simsbury,	28700	4	0	Haddam,	15128	13	1
Tolland,	13123	0	0	Glastonbury,	16795	18	6
Bolton,	9744	16	0	Colchester,	31468	10	0
Summers,	9045	8	0	Willington,	7932	16	6
Chatham,	21167	0	0	Stafford,	10277	12	0
East Haddam,	25763	17	2	Windsor,	23768	1	0
Suffield,	19686	9	0	East Windsor,	26432	0	0
Enfield,	12716	13	0	Hebron,	22769	0	0
New Haven,	63335	4	1	Wallingford,	49536	11	3
Branford,	23339	5	8	Waterbury,	35364	19	10
Durham,	11737	2	4	Milford,	28924	14	8
Guilford,	34106	9	11	Derby,	17256	4	2
New London,	36385	14	6	Norwich,	63870	15	5½
Stonington,	38528	4	4	Groton,	26143	11	7
Preston,	24026	11	3	Lyme,	27104	3	6
Saybrook,	25455	5	5	Killingworth,	19030	15	8
Fairfield,	49008	9	9	Greenwich,	23068	19	9
Stratford,	49210	0	0	Norwalk,	40307	11	10½
Danbury,	27003	9	0½	Redding,	11756	1	0
Stamford,	30498	1	6	Newtown,	21648	13	8
Newfairfield,	12507	10	0	Ridgfield,	17692	0	2
Windham,	31701	3	6	Lebanon,	39893	3	6
Killingly,	25802	5	0	Woodstock,	20000	0	0
Ashford,	15533	0	3	Pomfret,	25638	0	0
Coventry,	21056	8	3	Voluntown,	12927	0	0
Mansfield,	20433	15	9	Plainfield,	14228	16	0
Canterbury,	20051	1	5	Litchfield,	22945	19	0
Woodbury,	54099	4	1	New Milford,	26685	0	0
Salisbury,	17017	8	0	Goshen,	11016	2	0
New Hartford,	7329	14	9	Sharon,	15698	6	0
Cornwall,	7350	4	0	Kent,	16641	10	10
Harwington,	6853	11	0	Canaan,	14627	8	0
Torrington,	5456	16	1				

Whereas there is several pieces or parcels of land lying in the township of Kent in Litchfield county belonging to the Governor and Company of the Colony of Connecticut, and it is represented to this Assembly that said lands are not likely

to increase in value, being very mountainous and burnt yearly, which prevents the timber increasing, which is the principal value of said lands; and that there is people in Kent ready to purchase said lands at the apprisal of any indifferent persons this Assembly shall appoint: Resolved by this Assembly, that Oliver Wolcott, Samuel Canfield and Benjamin Stiles, Esq^{rs}, be a committee with full power and authority to apprize of and sell said lands to any person or persons, and to give proper conveyances of the same in the name of the Governor and Company of this Colony, and to take proper security for the avails of said lands or the monies, and the same deliver to the Treasurer of this Colony, taking his receipt therefor, and lodge the same in the Secretary's office.

[535] Whereas it is represented to this Assembly that the execution in favour of the Governor and Company of this Colony against Charles and George Caldwell of Hartford, Joseph Hatch and Samuel Chapman of Toland, and John Case of Symsbury, has been levied on the lands and buildings of said Hatch lying partly in Toland and partly in Coventry, and on the lands of said Chapman lying in said Toland, and on the lands of said Case lying in said Symsbury, whereby the Governor and Company are become seized in fee of said lands &c., and that on the lands lying in said town of Coventry there is a saw-mill and grist-mill standing, which are much out of repair and which it is for the interest of this Colony to maintain and keep in repair and lease out, for the use of the Colony, and also that there are other buildings and improved lands which may be in like manner improved for the benefit of the Colony, and it is also represented that great waste has been made by cutting the timber on said lands and that considerable fence has been removed off from said land and about twenty acres of said land has been plowed and sowed with English grain; all which is said to be done since the levying said execution, and without any leave or licence so to do, whereby great damage is done: Resolved by this Assembly, that Zebulon West and Samuel Cobb, Esq^{rs}, and Mr. Jonathan Porter, be and they are hereby appointed Agents for the Governor and Company of this Colony, to sell said lands and mills in said town of Coventry, provided the same may be sold for what they are reasonably worth, and if not, if they shall judge said mills are worth repairing then to put them in repair and lease the same with said land in said Coventry, or such part thereof as they shall judge best, for such term as they shall think most for the interest of this Colony, and make enquiry after said trespasses said to

be done; and in case said trespassers shall refuse to pay such damages to this Colony as said agents shall judge best and reasonable, said agents are directed to institute proper suit or suits for the recovery thereof, and the same to prosecute to final judgment and execution. And they, the said West, Cobb and Porter, are in like manner appointed Agents for the Governor and Company, to proceed in the same manner with that part of said lands &c, lying in said town of Toland. And John Owen, Esq^{r}, of Symsbury, is likewise appointed Agent for the Governor and Company, to oversee and take care and dispose of said lands lying in said town of Symsbury, in manner aforesaid and for the purpose aforesaid. And said agents are directed to make their several returns of what they shall do in the premises to the General Assembly to be held at Hartford in May next.

A List of Executions in my hands arising from some mistake in the days of Treasurer Stanly, *viz:*

		£	s	d
Roger Tyler of Branford, in the year	1750,	3	6	10½
Ebenezer Payne and Andrew Durkee, Woodstock,	1750,	1	2	7½
Joseph Tracy, (suppose) Norwich,	1753,	5	0	0
Ebenezer Dunham, Mansfield,	1749,	1	9	8
Isaac Cook, Wallingford,	1751,	1	5	8
Moses Mansfield, New Haven,	1749,	3	8	1½
Joseph Hurlbut, Weathersfield,	1749,	1	10	4½
Samuel Bostwick, Esq^{r}, New Milford,	1751, Bal. of	0	7	8
Colo. Andrew Ward, Guilford,	1749,	4	1	11¾
Do. Do.	1753,	1	13	8
Benja. Hutchins, Killingly,	1750,	4	8	6
Asahel Phelps, Hebron,	1753,	1	11	3
Paul Hibbard, Windham,	1754,	5	15	6
Lyme,	1749,	3	1	5
Hez. Humphry, Symsbury,	1749,	1	5	3¾
John Shipman, Saybrook,	1753,	1	6	8½
Hebron,	1751,	4	1	9¾
Milford,	1753,	2	12	8

Sundry other such balances on the Treasurer's books which he tells me he must give me the executions upon unless something be done by the Assembly.

EZEKIEL WILLIAMS.

Have also had one execution against New London of antient date for more than £50 0*s.* 0*d.*, lawful money; also one against Killingworth for about £13 0*s.* 0*d.*, upon both of which I have made return of *non est inventus*, and have now executions against the selectmen of the said towns.

Ezekiel Williams, Esq^r, sheriff of the county of Hartford, representing to this Assembly that the executions herein mentioned are claimed to have been settled with the late Treasurer Stanly, and that great cost and damage may arise in case he proceeds to levy the same before the persons against whom they are sent can have an opportunity to secure the payment &c.: Resolved by this Assembly, that the Treasurer be directed, and he is hereby ordered and directed, to receive back the executions herein mentioned from said sheriff [536] || Williams, and not to send out new ones on any arrearage of rates that arose before the death of the late Treasurer Stanly until he shall have further orders from the Assembly. And Mr. Treasurer Lawrence is hereby ordered to lay before the Assembly in May next all the writs in execution and arrearages due on said Treasurer Stanly's books that shall then remain in his hands unsettled.

Upon the petition of Richard Smith against Charles and George Caldwell, preferred to the General Assembly in May last, Col. Eliphalet Dyer, Col. John Chester and Mr. Richard Alsop were appointed a committee to examine the several matters alledged in said petition and report to make. Said committee having proceeded to hear and examine the parties &c. on said petition do find a large sum due from said company of Smith & Caldwells to said Smith, which there is no means to pay but by an assignment of the company debts to said Smith, a list whereof by the agreement of said parties was given to said parties, and said committee not being able to compleat their report now, and said debts being liable to and in fact have some of them been received by said Caldwells &c.: Resolved by this Assembly, that said petition be continued to the General Assembly in May next, and that said Col. Eliphalet Dyer, Col. John Chester and Mr. Richard Alsop be and they are hereby reappointed a committee on said petition &c., and to report to the Assembly in May next, and that said Caldwells are hereby prohibited from receiving or discharging any of said debts contained in said list; and all persons therein named are also prohibited from paying any of said debts (having had notice of this resolve) to said Caldwells, on penalty of being liable to pay said debts over again to said Smith, until the rising of the Assembly in May next.

This Assembly do appoint Samuel Gilbert jun^r of Hebron a Surveyor of Lands in and for the county of Hartford.

This Assembly do appoint Daniel Morgan 3d Surveyor of Lands for the county of New London.

This Assembly do appoint Jonathan Silliman of Fairfield Surveyor of Lands within and for the county of Fairfield.

This Assembly do appoint Amos Geer Surveyor of Lands in and for the county of New London.

This Assembly do appoint Marshfield Parsons of Lyme Surveyor of Lands within and for the county of New London.

This Assembly do appoint Mr. John Chandler of New Town to be Surveyor of Land for the county of Fairfield.

This Assembly do appoint Pearly Howe of Killingley Surveyor of Lands for the county of Windham.

This Assembly do appoint John Howard junr of Windham Surveyor of Lands for the county of Windham.

This Assembly do appoint Robert Dixon of Voluntown, Esqr, to be Surveyor of Lands within and for the county of Windham.

This Assembly do appoint Ebenezer Avery, Esqr, to be Lieutenant Colonel of the eighth regiment of militia in this Colony.

This Assembly do appoint Charles Phelps, Esqr, to be Major of the eighth regiment of militia in this Colony.

This Assembly do establish Mathias Button to be Captain of the 19th company or trainband in the eleventh regiment in this Colony.

This Assembly do establish Aaron Fuller to be Ensign of the 19th company or trainband in the 11th regiment in this Colony.

[537] This Assembly do establish Jedediah Post to be Captain of the 15th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Abijah Rowlee to be Ensign of the 15th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Samuel Atwater to be Captain of the 15th company or trainband in the 2d regiment in this Colony.

This Assembly do establish Stephen Goodyear to be Ensign of the 15th company or trainband in the 2d regiment in this Colony.

This Assembly do establish Jonathan Dickerman to be Lieutenant of the 15th company or trainband in the 2d regiment in this Colony.

This Assembly do establish Nathaniel Hamlin to be Captain of the 10th company or trainband in the 6th regiment in this Colony.

This Assembly do establish Hezekiah Warner to be Lieuten-

ant of the 10th company or trainband in the 6th regiment in this Colony.

This Assembly do establish William Hamlin to be Ensign of the 10th company or trainband in the 6th regiment in this Colony.

This Assembly do establish Gideon Brainerd to be Ensign of the 3d company or trainband in the seventh regiment in this Colony.

This Assembly do establish Ephraim Carpenter to be Captain of the 19th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Daniel Clark to be Lieutenant of the 19th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Israel Williams to be Ensign of the 19th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Eli Rundell to be Captain of the midlemost company or trainband in Greenwich in the 9th regiment in this Colony.

This Assembly do establish Reuben Holmes to be Lieutenant of the midlemost company or trainband in Greenwich in the 9th regiment in this Colony.

This Assembly do establish Edmund Brown to be Ensign of the midlemost company or trainband in Greenwich in the 9th regiment in this Colony.

This Assembly do establish Eleazer Starr to be Captain of the 2d company or trainband in the town of Danbury.

This Assembly do establish John Cornwell junr to be Lieutenant of the 2d company or trainband in the town of Danbury.

This Assembly do establish Benjamin Colton to be Captain of the 4th company or trainband in the town of Hartford.

This Assembly do establish Abraham Sedgwick to be Lieutenant of the 4th company or trainband in the town of Hartford.

This Assembly do establish Noah Webster to be Ensign of the 4th company or trainband in the town of Hartford.

This Assembly do establish Zebadiah Ingals to be Lieutenant of the 10th company or trainband in the 11th regiment in this Colony.

This Assembly do establish John Fisk to be Ensign of the 10th company or trainband in the 11th regiment in this Colony.

This Assembly do establish John Sessions to be Ensign

of the 11th company or trainband in the 5th regiment in this Colony.

[538] This Assembly do establish Moses Hills to be Captain of the 15th company or trainband in the 15th regiment in this Colony.

This Assembly do establish David Barns to be Lieutenant of the 15th company or trainband in the 15th regiment in this Colony.

This Assembly do establish William Lewis to be Ensign of the 15th company or trainband in the 15th regiment in this Colony.

This Assembly do establish Noah Lane to be Lieutenant of the 4th company or trainband in the 7th regiment in this Colony.

This Assembly do establish Solomon Wills to be Captain of the south company or trainband in the town of Tolland.

This Assembly do establish Ephraim Grant junr to be Lieutenant of the south company or trainband in the town of Tolland.

This Assembly do establish Joseph Richards to be Captain of the north company or trainband of Southbury in the town of Woodbury.

This Assembly do establish Joseph Peirce to be Lieutenant of the north company or trainband of Southbury in the town of Woodbury.

This Assembly do establish John Hinman to be Ensign of the north company or trainband of Southbury in the town of Woodbury.

This Assembly do establish Thomas Lawson to be Lieutenant of the 11th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Joseph Cleaveland to be Captain of the 5th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Joseph Abbott to be Lieutenant of the 5th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Nathan Witter to be Ensign of the 5th company or trainband in the 11th regiment in this Colony.

This Assembly do establish William Johnson junr to be Lieutenant of the 8th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Joseph Merrick to be Ensign of the 8th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Ebenezer Heath jun^{r} to be Captain of the 18th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Solomon Orcutt to be Lieutenant of the 18th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Jonathan Parker to be Ensign of the 18th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Joseph Moss to be Captain of the military company in New Stratford in the 4th regiment in this Colony.

This Assembly do establish John Worke to be Captain of the 12th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Josiah Spaulding to be Lieutenant of the 12th company or trainband in the 5th regiment in this Colony.

This Assembly do establish John Sumner to be Ensign of the 12th company or trainband in the 5th regiment in this Colony.

[539] This Assembly do establish David Yeomans to be Captain of the 7th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Elijah Robinson to be Lieutenant of the 7th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Nathaniel Johnson to be Ensign of the 7th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Simeon Fuller to be Captain of the 2d company or trainband in the town of Kent.

This Assembly do establish Joseph Carter to be Lieutenant of the 2d company or trainband in the town of Kent.

This Assembly do establish Eleazer Curtiss jun^{r} to be Ensign of the 2d company or trainband in the town of Kent.

This Assembly do establish John Wells to be Ensign of the 5th company or trainband in the town of Hartford.

This Assembly do establish Elijah Smith to be Captain of the 2d company or trainband in the town of Lyme.

This Assembly do establish Isaac Tubbs to be Lieutenant of the second company or trainband in the town of Lyme.

This Assembly do establish James Huntley to be Ensign of the second company or trainband in the town of Lyme.

This Assembly do establish Jedediah Hubbel to be Captain of the 1st company or trainband in the town of Kent.

This Assembly do establish Abraham Fuller to be Lieutenant of the 1st company or trainband in the town of Kent.

This Assembly do establish Lewis Mills to be Ensign of the 1st company or trainband in the town of Kent.

This Assembly do establish John Hopson jun^{r} to be Lieutenant of the 13th company or trainband in the 7th regiment in this Colony.

This Assembly do establish Joseph Prindle jun^{r} to be Lieutenant of the 1st company or trainband in the town of Newtown.

This Assembly do establish Thomas Skidmur to be Ensign of the 1st company or trainband in the town of Newtown.

This Assembly do establish Elihu Moss to be Ensign of the 9th company or trainband in the 15th regiment in this Colony.

This Assembly do establish Hezekiah Gridley jun^{r} to be Ensign of the 12th company or trainband in the 15th regiment in this Colony.

This Assembly do establish Daniel Williams to be Captain of the 4th company or trainband in the town of Groton.

This Assembly do establish John Morgan to be Lieutenant of the 4th company or trainband in the town of Groton.

This Assembly do establish Nehemiah Smith to be Ensign of the 4th company or trainband in the town of Groton.

This Assembly do establish Thomas Clark to be Captain of the 13th company or trainband in the 2d regiment in this Colony.

This Assembly do establish John Bassett to be Lieutenant of the 13th company or trainband in the 2d regiment in this Colony.

This Assembly do establish Ebenezer Buckingham to be Ensign of the 13th company or trainband in the 2d regiment in this Colony.

[540] This Assembly do establish Elisha Thomson to be Lieutenant of the west or south company or trainband in the town of Goshen.

This Assembly do establish Jonathan Wadhams to be Ensign of the west or south company or trainband in the town of Goshen.

This Assembly do establish Jonathan Wells to be Captain of the 4th company or trainband in the 6th regiment in this Colony.

This Assembly do establish Jonathan Dimon to be Captain of a company or trainband in the parish of Greenfield.

This Assembly do establish John Hull to be Ensign of a company or trainband in the parish of Greenfield.

This Assembly do establish Timothy Judson to be Ensign of the 1st company or trainband in the town of Woodbury.

This Assembly do establish Uriah Rogers to be Captain of the 11th company or trainband in the town of Norwich.

This Assembly do establish Isaac Tracy jun^{r} to be Lieutenant of the 11th company or trainband in the town of Norwich.

This Assembly do establish Jacob Witter to be Ensign of the 11th company or trainband in the town of Norwich.

This Assembly do establish Cyprian Webster jun^{r} to be Ensign of the 7th company or trainband in the 15th regiment in this Colony.

This Assembly do establish Nathaniel Goodwin to be Captain of the 3d company or trainband in the town of Litchfield.

This Assembly do establish Ephraim Harrison to be Lieutenant of 3d company or trainband in the town of Litchfield.

This Assembly do establish Jonah Sanford to be Ensign of the 3d company or trainband in the town of Litchfield.

This Assembly do establish Elizur Hubbard to be Captain of the 11th company or trainband in the 6th regiment in this Colony.

This Assembly do establish Stephen Andrews to be Lieutenant of the 11th company or trainband in the 6th regiment in this Colony.

This Assembly do establish Amariah Williams to be Captain of the 10th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Samuel Thomson to be Lieutenant of the 10th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Richard Fletcher to be Ensign of the 10th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Uriah Herydan to be Captain of the 8th company or trainband in the 7th regiment in this Colony.

This Assembly do establish Gideon Kirtland to be Lieutenant of the 8th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Elijah Scovil to be Ensign of the 8th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Caleb Hendee to be Captain of the 5th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Reuben Mercy to be Lieutenant of the 5th company or trainband in the 5th regiment in this Colony.

This Assembly do establish Eleazer Warner to be Ensign of the 5th company or trainband in the 5th regiment in this Colony.

[541] This Assembly do establish Abraham Hickox to be Captain of the 2d company or trainband in the town of Waterbury.

This Assembly do establish Hezekiah Brown to be Lieutenant of the 2d company or trainband in the town of Waterbury.

This Assembly do establish Joseph Warner to be Ensign of the 2d company or trainband in the town of Waterbury.

This Assembly do establish Robert Downs to be Ensign of the company or trainband in the parish of Norfield.

This Assembly do establish Daniel Bugbee to be Ensign of the 16th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Nathan Rosseter to be Captain of the 5th company or trainband in the 7th regiment in this Colony.

This Assembly do establish Samuel Parmele to be Lieutenant of the 5th company or trainband in the 7th regiment in this Colony.

This Assembly do establish Samuel Johnson to be Ensign of the 5th company or trainband in the 7th regiment in this Colony.

This Assembly do establish Ezra Brownson to be Captain of the 1st company or trainband in the town of Waterbury.

This Assembly do establish Ashbel Porter to be Lieutenant of the 1st company or trainband in the town of Waterbury.

This Assembly do establish Stephen Miles to be Ensign of the 1st company or trainband in the town of Waterbury.

Upon the memorial of James Bill and others, inhabitants of the parish of Goshen in Lebanon, preferred to this Assembly at their session in May, 1770, a committee being appointed to affix a place whereon to build a meeting-house in said

parish and make report to this Assembly, and the report of said committee made to this Assembly being set aside: Thereupon it is resolved by this Assembly, and this Assembly do appoint Erastus Wolcott, Daniel Lyman and John Whiting, Esq^{rs}, a committee to repair to said parish of Goshen at the cost of said parish, view the circumstances thereof and hear all persons concerned, and affix a place whereon to build a meeting-house for divine service in said parish, and make report thereof to this Assembly at their sessions in May next.

Upon the petition of Jonathan Ashley, preferred to the General Assembly at their session in October, 1768, against Jonathan Seymour jun^{r} and William Hooker, John Chester, John Pitkin and Thomas Hosmer, Esq^{rs}, were appointed a committee to enquire and make report, which petition is continued to this Assembly by reason of sundry difficulties said committee have not made any report on said petition: Resolved by this Assembly, that said petition be continued to the General Assembly to be held at Hartford on the second Thursday of May next; and the said John Chester, John Pitkin and Thomas Hosmer, Esq^{rs}, are hereby reappointed a committee on said petition, to enquire and make report to this or the Assembly aforesaid to be held at Hartford in May next.

Upon the memorial of John Robbins, of Weathersfield in the county of Hartford, executor of the last will and testament of John Robbins late of said Weathersfield, deceas'd, shewing to this Assembly that the debts and charges due from the estate of the said deceas'd and allowed by the court of probate for the district of Hartford surmount the [542] moveable || estate of the said deceas'd the sum of £7 10 7, lawful money, for the payment whereof the memorialist has no estate; praying for liberty to sell so much of the real estate of the said deceased as will raise said sum, taking the direction of the court of probate for the district of Hartford therein: Resolved by this Assembly, that Elias Williams of said Weathersfield be impowered, and liberty and authority is hereby granted to said Elias Williams, to make sale of so much of the real estate of the said deceas'd as will raise said sum of £7 10 7, lawful money, with incident charges of sale; taking the direction of the court of probate for the district of Hartford therein.

Upon the memorial of Joseph Hastings and others, of Suffield in the county of Hartford, preferred to this Assembly in May last, shewing that they became bound to the

Treasurer of this Colony for one Enos Lane of said Suffield, a collector of the Colony tax; that they had been sued on their said bond and a judgment rendered for a large sum; that said Enos was deceased and sundry payments had been by him made in his life time on account of said bond, for which he had not been allowed &c., as per memorial &c.; on which a committee was appointed in May last to examine and adjust said payments &c., report &c.; and said committee having now reported that the sum now due in equity on said bond to the Colony is no more than £853 9 7, lawful money, and that no more ought to be paid on said execution &c., which said report is now accepted and approved &c., as per report &c.: Resolved by this Assembly, that the King's Attorney of the county who sued out said bond do indorse down said execution to the aforesaid sum found in equity to be due as aforesaid, and that upon the memorialists giving good security therefor to the Governor and Company payable in one year with interest, that the King's Attorney take such security and discharge said execution.

Upon the petition of David Van Horn, of the city and Province of New York, and Thomas Elmore, of East Windsor in the county of Hartford, preferred to this Assembly at their sessions at Hartford in May last, shewing that said Elmore upon the 14th day of July, 1763, borrowed and received of said Van Horn the sum of two hundred pounds, York currency, and that upon the same day he, the said Elmore, as principal and Samuel Wells, then of said Hartford in said Hartford county, since deceas'd, as his surety, gave their joint and several obligation to said Van Horn for said sum payable twelve months after said date, and that the said Elmore upon the same 14th day of July made, executed and delivered to said Wells a deed of sale of two certain pieces of land lying in East Windsor aforesaid, one containing twenty acres, and the other containing sixty-two acres, both pieces being particularly bounded and described in said petition, and that said deed was given to said Samuel in trust only to indemnify and save harmless him, the said Samuel, from any cost or damage he might sustain by reason of his becoming bound for said Thomas to said David as aforesaid, and also that said debt is yet wholly unpaid, and that said Samuel never was damnified by reason of his said bond, and that said Samuel is since deceas'd, and that John Wells and Jonathan Wells of said Hartford, executors of the last will of said Samuel deceas'd, have represented the estate of said Samuel to be insolvent, and that the same is

likely to prove insolvent, and also that in equity said land ought not to be subjected to pay any debts of said Samuel other than the debt aforesaid to said David, and that the said David is willing to accept said land as security for his said debt and discharge the estate of the said Samuel from said obligation, and that the said Elmore also hath agreed to give said David security of the same when cleared of the said deed to said Wells &c.; praying said execution of said Samuel deceased may be enabled and enjoined to reconvey the said lands to said Elmore &c., as per petition on file, dated the 30th day [of] April, 1770. The said petitionees now appeared voluntarily, by Thomas Seymour, Esq^{r}, their attorney, and freely acknowledged that the facts stated and alledged in said petition are just and true, and that they cannot deny the same: And thereupon resolved by this Assembly, that the said John and Jonathan shall and they are hereby authorized and enabled to give to the said Thomas [543] Elmore a good and authentick deed of || sale of the said two pieces of land bounded and described in the said petition in fee, or a release of all the said Samuel's right and title to the same under the deed of said Elmore aforesaid, and that said Elmore may and shall hold said lands against the heirs of said Samuel deceas'd, and all claiming from, by or under them. And also that upon the said executors giving such deed to said Elmore the said David shall release and discharge the said executors of and from all further challenge or demand against them upon or by force of the obligation given to him by the said Samuel and Thomas as aforesaid.

Upon the petition of Charles Dewey of Hebron, against Benjamin Taylor of said Hebron and others, Jabez Hamlin, Zebulon West and Nathaniel Wales jun^{r}, Esq^{rs}, were by this Assembly at their sessions in May last appointed a committee to hear and examine the matters and things in said petition contained and alledged, and make their report thereon setting forth the partition they should make of the lands and premises contained and described in said petition to this Assembly, as fully appears of the said petition and bill in form on file; which committee having now made their report thereon accordingly, and the same being accepted and approved: Resolved by this Assembly, that all parties named in said report and the partition therein made shall forever hereafter be fully concluded thereby and estopped from contradicting the same; and that the said report shall be by the said Charles Dewey, or any other of the parties concerned, at

his or their cost, caused to be entered on the town records of Hebron aforesaid, and that producing a true and attested copy thereof under the hand and attestation of the town clerk of said town for the time being in any court of law or equity shall forever hereafter be sufficient evidence of their several and respective titles agreeable thereto.

Upon the memorial of Joshua Porter and others, selectmen of the town of Salisbury, shewing to this Assembly that Jonathan Chipman, collector of Colony tax in said town made on the lists of 1761 and 1763, neglected to pay the whole of said tax to the Treasurer of this Colony as by law required, leaving a balance of £270 0*s.* 0*d.*; that said collector being imprisoned thereon, and that execution hath been by the Treasurer of this Colony granted against the memorialists for said sum and their estates are liable to be taken to satisfy the same; that thereupon said selectmen proceeded to assess the inhabitants by making a rate upon them for raising said sum, and in order to save said town harmless have taken a deed of the real estate of said collector, he having no personal estate to pay the same; praying this Assembly that any further doings on said execution may be suspended for the term of one year from the first of November next, as per memorial on file: Resolved by this Assembly, that upon the said selectmen of said town of Salisbury making and executing sufficient security to the Treasurer of the Colony for the use of the Colony for the sums due on said rates, payable the first day of November, 1771, and on interest according to law, and upon such security being given that the Treasurer do and he is hereby directed to balance the rates aforesaid by endorsing said executions issued against said selectmen on said rates: provided such security be made and delivered to the Treasurer by the first day of January next.

Upon the memorial of Joseph Coe and Thomas Wilmot, administrators of the estate of the Rev^{d} Mr. Joseph Denison late of Midletown, deceas'd, shewing to this Assembly that the debts and charges exhibited and allowed in the court of probate for the district of Midletown, together with some allowances made by said court to the widow and relict of said deceas'd, surmount the moveable part of said estate the sum of £58 17 1, lawful money, and praying for liberty to sell so much of the real estate of said deceas'd as may be sufficient to raise said sum with the incident charges &c., as per memorial on file: Resolved by this Assembly, that the memorialists have liberty and they are hereby fully authorized, to make sale of so much of the real estate of said deceased as may

raise said sum of £58 17 1, lawful money, with the incident charges arising on such sale; taking the direction of the court of probate for the district of Midletown therein.

[544] Upon the memorial of the inhabitants of the town of Colchester, by their agent Henry Champion of said Colchester, preferred to this Assembly at their present session, praying for a bill of abatement on the Colony rates for the years 1761 and 1762, and that said town may have liberty and power granted them to appoint one or more collectors in the room of John Hopson, their former collector, who is become insolvent, to collect the remaining part of said rates, as per memorial on file: Resolved by this Assembly, and this Assembly do hereby grant liberty unto and fully impower said town of Colchester in their lawful town meeting, to choose and appoint one or more collectors to collect the rates that remain uncollected of the inhabitants of said Colchester on each of said rates aforesaid, which collector or collectors so chosen and appointed shall have the same powers and authorities and be under the same regulations to collect said rates as other collectors of the Colony rates have and do enjoy by the laws of this Colony.

Upon the memorial of William Noyes of Lyme, shewing to this Assembly that in the year 1760, he was collector of the Colony tax and procured an abatement of £25 15 0, which he delivered to the Treasurer and had credit therefor on the rate; that the auditors afterwards disallowed all said abatement but £5 1*s.* 8*d.* which left a balance of £16 13 8 on said rate; that the Treasurer lost said abatement and never returned the same to said collector; praying for relief &c., as per memorial on file: Resolved by this Assembly, that said sum of £16 13 8 be and the same is hereby abated to said collector on said rate.

Upon the memorial of Mathew Talcott, Esq^r, Richard Alsop, George Phillips, Silas Dean, Samuel Olcott, John Chenevard and others, inhabitants of the towns lying upon and adjoining to Connecticut River in said Colony, shewing to this Assembly that the navigation into and out of said river is difficult, expensive and dangerous, by reasons of bars and shoals of sand not sufficiently defined and known at the mouth of said river, and that a compleat chart or map of said bars and shoals with the channels, soundings &c. hath been lately made by Capt. Abner Parker of Saybrook, and that buoys or water-marks may be erected on said bars and shoals and maintained by a small duty laid on the vessels sailing into and out of said river, so as to render easy, safe and

cheap the navigation into and out of said river; praying for a committee &c., as per memorial on file, dated the 8th day of October instant: Resolved by this Assembly, that the Hon^ble Jabez Hamlin, Esq^r, John Ledyard, Esq^r, and Mr Silas Dean be and they are appointed a committee with full power to examine into the several matters in said memorial alledged, and to enquire what number of buoys may be necessary for the purpose aforesaid, what the necessary expence of erecting the same will be, what duty upon the vessels sailing into and out of said river will be adequate to the expences of erecting and maintaining such buoys, and what measures may [be] effectual to secure said buoys from trespasses and injuries by ill-disposed persons, and to make report of what they shall find in the premises with their opinion of the expediency of erecting such buoys to the General Assembly to be held at Hartford in May next.

Upon the petition of Silas Dean &c., administrator on the estate of Joseph Webb and Mehitabel Webb, both late of Weathersfield, deceas'd, against Joseph Forbs &c., Messrs. John Lawrence, George Pitkin and Roger Newberry were appointed a committee by the General Assembly in May last, to hear, examine and report make to this Assembly, and said committee not having made any report: Resolved by this Assembly, that said petition be continued to the General Assembly to be held at Hartford in May next, and that said Messrs. John Lawrence, George Pitkin and Roger Newberry be and they are hereby reappointed a committee on said petition, to examine the matters therein alledged, and report thereof make to the General Assembly in May next.

[545] Upon the petition of William Cogshall, of Milford in the county of New Haven, administrator of Freegift Cogshall late of said Milford, deceas'd, against Edward Allyn of said Milford, preferred to the Assembly in May last: Resolved by this Assembly, that Benjamin Hall, Daniel Lyman and Nathan Whiting, Esq^rs, be and they are hereby reappointed a committee with the same powers granted in May last.

Upon the memorial of Jonathan Trumbull of Lebanon, shewing to this Assembly that in the year 1746, at the recommendation of the General Assembly he paid to several of the officers and soldiers employed by said Assembly in an expedition against Canada; that in the year 1750, he purchased sundry bills of exchange of the Colony which were not duly paid, whereby he suffered considerable loss and great disappointment, and praying for the wise and equitable consideration of this Assembly &c., as per memorial on file:

Resolved by this Assembly, that Colo. John Chester, Major Erastus Wolcott and Capt. Jonathan Wells be and they are hereby appointed a committee to take into consideration the matters and things set forth, alledged and referred to in said memorial, and thereof with their opinion thereon make report to this Assembly in May next.

Upon the petition of John Gillet of Hebron, against Ebenezer Gillett of Lebanon and others, John Chester, Erastus Wolcott and Jonathan Wells, Esq[rs], were by this Assembly at their sessions in October last appointed, and at their sessions in May last reappointed, a committee to enquire and examine into the matters in said petition set forth and alledged &c., and make their report thereon to this Assembly at their present sessions, which committee have not yet made their report: Resolved by this Assembly, that said John Chester, Erastus Wolcott and Jonathan Wells, Esq[rs], be and they are hereby reappointed a committee with full power to enquire &c., as per their appointment last October and reappointment last May &c., and make their report thereon to this Assembly at their session to be holden at Hartford in May next.

Upon the petition of Elnathan Judd of Waterbury, preferred to this Assembly, representing that he is now confined in goal on executions in favour of Nathaniel Green, Joseph Green and William Jackson, all of Boston in the Massachusets Bay, for large sums, and that he is also indebted to divers other persons, and that he is also an insolvent debtor and has acquainted his creditors therewith and desired them to accept of all his estate and discharge him from goal and from their debts, which they refuse to do; thereupon praying this Assembly to order his release from imprisonment upon his delivering up all his estate to the use of his creditors, as per petition on file: Nathan Whiting, Joshua Chandler and Thomas Belding, Esq[rs], being appointed a committee to hear the matters in said petition alledged and complained of and their report to make of what they should find, have now reported, that having duly notified the parties to appear before them, and having fully heard them on all the matters in said petition complained of, they find that said Judd is indebted to sundry persons in the sum of about £446 0 0, and that he is in goal for about £369 8*s.* 3*d.* of that sum by force of executions in favour of said Greens and said Jackson, and that he is possessed of an estate of his own to the value of about £185 0 0, and that his wife at their marriage was possessed of an estate of about 240 acres of land which her mother, the

wife of Thomas Hiccocks, has her life rent in the one third part of, and that said Judd and his wife have sold 140 acres of said land, which went towards the support of their family, and that of the other 100 acres about 40 acres only are under improvement, which is under the aforesaid incumbrance, and that his inability to pay his debts arises not from any imbezlement of his estate but from misfortunes incident to trade and from his and his wifes great bodily infirmities, and that his confinement in goal tends as well to the injury of his creditors as of himself, and give it as their opinion that on said Judd's conveying over all his estate and all his rights in said 40 acres of land to trustees for the benefit of his creditors that he ought to be discharged from goal and that his body should not be liable to be again imprisoned for any debts heretofore contracted, but that his future estate only shall be liable to satisfy such debts; which report is accepted and approved of: Whereupon it is resolved by this Assembly, that Samuel Bishop and Joseph Hopkins, Esq^{rs}, be and they are hereby appointed trustees, with full power and authority to receive from the petitioner a conveyance of all the estate of said Judd to and for the use and benefit of his creditors, and upon receiving such conveyance they are hereby enabled and directed to certify the same under their hands to the sheriff of New Haven county, which certificate shall be a sufficient warrant to said sheriff and to the goaler of said goal to [546] release said Judd out of goal. And the said || trustees shall in one or more of the publick newspapers of this Colony or the neighbouring Colonies publickly advertise a meeting of said Judd's creditors at such time and place as they shall appoint, at least for three months successively next before such meeting, at which meeting the major part in number and value of said creditors shall have power to approve or disapprove of any or all said trustees and to appoint new trustee or trustees in the room of any one so disapproved of; and said trustees being so appointed and approved of shall forthwith proceed to collect the estate of the said Judd and turn the same into money and divide and pay the same unto said creditors in proportion to their respective demands as soon as may be, or to divide the estate itself among said creditors according as it shall be agreed on by said creditors at the aforesaid meeting. And said trustees shall be sworn to a faithful discharge of their said trust, and shall have power and authority from time to time to call before them said Judd and him on oath to examine touching the discovery of his said estate, and in case he shall refuse to answer all

such questions as shall be put to him touching the discovery of his estate it shall be in the power of said trustees to commit said Judd to goal, there to remain until he conform himself to the directions of this act. And said Judd upon his conforming to this act shall be and his body is hereby exempted from being ever again taken or imprisoned for any debt before this time contracted, but all such estate which said Judd may hereafter obtain in his own right shall be liable to satisfy any or all his debts. And the said Judd shall be allowed to keep out of his said estate all such articles as by law are exempted from being taken by execution to satisfy debts, for his own and his family's use; any thing herein before contained to the contrary notwithstanding.

The further consideration of the petition of Nathaniel Harrison, administrator, against Joshua Chandler, Esq^{r}, and others, now lying before this Assembly upon the report of a committee appointed in said case, is referred to the sessions of this Assembly in May next; and the powers and authority of the said committee to make further enquiry &c. as they shall think proper are also continued in like manner and may be called out by either party for that purpose; and all suits in law and executions are suspended in the mean time.

Upon the memorial of John Williams, Cyrus Marsh and Charles Burrell, three of the managers of the Ousatonuck River Lottery, shewing to this Assembly that they together with John Hitchcock, Jehiel Hawley, Benoni Park and William Tanner, were by this Assembly in October, 1761, appointed managers of the said Ousatonuck River Lottery, and that they proceeded in said affair, but by reason of the death of said Tanner and the insolvency of his estate and the insolvency of the estate of said Hitchcock and also the removal of said Hawley out of this Colony, there remains many of the prize tickets in the hands of the possessors yet unpaid, and that the memorialists have honestly kept and used all the moneys that was ever in their hands towards the redeeming prize-tickets, and that they have each of them money due to them on a just balance, and that there is need of five hundred pounds, lawful money, to redeem the rest of the prize-tickets yet unpaid, and that there are sundry receipts and notes which they hope may be collected so as to reimburse some part of the said money &c.; praying for relief in the premises, as per memorial on file: Resolved by this Assembly, that Capt. Benjamin Stiles and Daniel Sherman, Esq^{r}, be appointed and they are hereby appointed and fully impowered in the name and behalf of the Governor and Com-

pany of this Colony, to demand and receive all the receipts and other securities for money in the hands of the memorialists relative to said lottery, and also all the moneys and securities in the hands of the rest of said managers, and also to prosecute the judgment against said Hawley already obtained, and what money they can obtain to apply towards the redeeming prize-tickets of said lottery not yet redeemed, and that the Treasurer of this Colony shall pay unto the said Capt. Stiles and Esq^{r}. Sherman the sum of five hundred pounds, lawful money, out of the Colony treasury, and the Treasurer is hereby ordered to pay the said sum unto them, taking their receipt therefor, which sum is to be improved to redeem the said unredeemed prize-tickets in said lottery. And the said Capt. Stiles and Esq^{r}. Sherman are further ordered and impowered, to require of said managers a full and exact account of the draught of said lottery and of the prize-tickets therein, and the same to make publick and to use said five hundred pounds for redeeming the same together with all such money as can farther be collected by receipts and writings in said managers' hands, until the whole of said prize-tickets shall be redeemed and paid, and to keep a true account of their whole proceedings therein and the same render to the General Assembly when thereunto required, and the residue, if any be, return to the Treasurer of this Colony and take his receipt for the same.

[547] Upon the memorial of Amos Wilcox jun^{r} and others, belonging partly to the town of Symsbury and partly to the town of Berkhemsted, who upon their memorial preferred to this Assembly in October last were by said Assembly impowered and enabled to procure preaching six months in the year past and to tax themselves for the purpose of defraying the expence thereof &c., shewing to this Assembly that in pursuance of said act of Assembly the memorialists have procured preaching the term aforesaid to their mutual satisfaction and comfort, and praying this Assembly for liberty to procure preaching among them for the term of six months in each year for the space of three years next coming, with full power to tax themselves for said purpose, and that said memorialists be exempted from paying taxes for preaching to the societies they respectively belong to during said time: Resolved by this Assembly, that the memorialists and all others living within the limits particularly described in the aforementioned act of Assembly have liberty, and liberty is hereby granted unto them, to procure preaching among them for the space of three years next ensuing for the term of six

months in each of said years, with full power to tax themselves for that purpose, and for to pay other incident charges that shall arise within the same that may be occasioned by procuring such preaching, and that the inhabitants living within said limits be exempted from paying taxes to any other societies for preaching in each of said ensuing years when they shall procure preaching as aforesaid.

Upon the petition of Moses Thorp and Isaac Thorp, both of New Haven, representing to this Assembly that about the year 1750, they purchased a piece of land of one Stephen Brown, then in full life and since deceas'd, for the consideration of £200, old tenor, which they paid unto the said Brown, who covenanted to give a deed of said piece containing about thirty acres bounded and described as in said petition; praying that Caleb Turner and Mabel his wife, administrators on the goods and estate of said deceas'd, said Caleb in right of his said wife, may be impowered compelled to execute a deed of sale to said petitioners, that the same shall convey a good and effectual title in the law: upon which said petition Messrs. Walter Munson, Joseph Pierpont and Dan Ives were appointed a committee to inquire into the matters referred to in said petition and a report to make in the premises with their opinion thereon, who find that the petitioners actually bargained for said land for the consideration mentioned and actually paid the same expecting a deed of said Brown who never did execute the same: Resolved by this Assembly, that said Caleb Turner and Mabel his wife, who are administrators on said estate, be impowered to make and execute a good deed of conveyance of said land to said petitioners, and that said deed so executed be good and effectual in law to quiet the estate of said petitioners; that said administrators be compelled to do the same within three months after the rising of this Assembly, under the penalty of fifty pounds, lawful money.

Upon the memorial of Joseph Adkins, of Waterbury in the county of New Haven, and others, praying that all the inhabitants living in said Waterbury and also in Farmington in Hartford county, within the following descriptions, *viz:* beginning at the northeast corner of the first long lot in said Farmington next to said Waterbury, thence west about three miles by the limits of Cambridge parish to Northbury society, thence continuing same course two miles in said Northbury society, thence south two degrees east four miles to a white oak tree, thence south 12 degrees east one mile and seven rods to a bunch of cherry trees west side of Mad River, thence south 2 degrees east half a mile unto a line drawn west from

said Farmington southwest corner, thence east in said west line to said Farmington southwest corner, thence east on said Farmington south line to the east side of the original 20 rod highway, thence north to the top of the mountain west of John Merrimans, thence a straight course to the first station, should be made an ecclesiastical society, with the usual privileges &c.: Resolved by this Assembly, that Increase Mosely Esq^{r}, and Colo. Benjamin Hinman and Captain Enos Brooks of Wallingford, be and they hereby are appointed a committee with full power to repair to the said place described, to view all the circumstances thereof and the first society of said Waterbury as far as they can find necessary, and hear all parties concerned, and to make report of what they shall find with their opinion to this or the next Assembly.

Upon the memorial of Hannah Burton, administratrix on the estate of Stephen Burton late of Preston, deceas'd, shewing to this Assembly the debts and charges as allowed by the court of probate for the district of Norwich, with some small allowance to the widow of said deceas'd, surmounts the moveable estate of said deceas'd the sum of £122 7 11, lawful money, and praying for liberty to sell so much of the real estate of said deceas'd as should be sufficient to raise said sum: Resolved by this Assembly, that the memorialist [548] || with Mr. Rufus Hatch of said Preston be impowered, and power and authority is hereby granted unto the said memorialist and the said Rufus Hatch, to sell so much of the real estate of said deceas'd as shall be sufficient to raise said sum of £122 7 11, lawful money, with the incident charges arising on said sale; taking the direction of the court of probate for the district of Norwich therein.

Upon the memorial of Sarah West, of Tolland in Hartford county, administratrix on the estate of Francis West late of said Tolland, deceas'd, shewing to this Assembly that the debts, charges and allowances, as exhibited to and by the court of probate for the district of Stafford allowed, exceed the personal inventoried estate of said deceas'd the sum of £68 9 7, lawful money; praying for liberty to sell so much of the real estate of said deceas'd as to raise said sum with incident charges arising on the said sale, as by said memorial on file appears: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted to said memorialist, to sell so much of the real estate of the deceas'd as to raise said sum of £68 9 7, with incident charges arising on said sale; taking the direction of the court of probate for the district of Stafford therein.

Upon the memorial of Timothy Cleaveland junr of Canterbury, conservator to Capt. Timothy Cleaveland of said Canterbury an impotent person, shewing this Assembly that for several years past he has been conservator appointed by Windham county court to take care of and improve the estate of said impotent person and for his support, and that he has always rendered an account to said county court of his trust when thereunto ordered by said court, and that said county court holden at Windham on the 4th Tuesday of June last ordered said conservator to give an account of his said trust, and that there was then found due to said conservator from the estate of said impotent person the sum of £11 3 9, lawful money, and that there is no moveable estate of said impotent person to pay the same; praying this Assembly to impower and authorize some meet person to make sale of so much of the real estate of said Timothy Cleaveland the elder as to pay said sum of £11 3*s*. 9*d*. lawful money: Resolved by this Assembly, that Capt. Jabez Fitch be impowered and he is hereby authorized, to sell so much of the real estate of said impotent person as to pay the sum of £11 3 9, lawful money, with the necessary charges arising thereon.

On the memorial of Elizabeth Kellogg, administratrix on the estate of Stephen Kellogg late of Weathersfield in the county and district of Hartford, deceas'd, for liberty to sell the real estate of the said deceas'd to the amount of £89 5 0½, lawful money, for the payment of debts due from the estate of the said deceas'd with incident charges of sale, taking the direction of the court of probate in the district of Hartford &c. for the sale thereof: Resolved by this Assembly, that the said memorialist have liberty and it is hereby granted to the said memorialist with Elisha Baxter of said Weathersfield, to sell so much of the real estate of the said deceas'd as will raise the sum of £89 5 0½, lawful money, for the payment of said debts with necessary charges of sale; taking the advice of the court of probate in the district of Hartford therein.

On the memorial of Joseph Forbs junr, administrator on the estate of James Treat junr late of Weathersfield in the county and district of Hartford, deceas'd, for liberty to sell real estate of the said deceas'd to the amount of £70 12 3, lawful money, for the payment of debts due from the estate of the said deceas'd with incident charges of sale &c.: Resolved by this Assembly, that the said memorialist have liberty and it is hereby granted to the said memorialist, to sell so much of the real estate of the said deceas'd as will

raise the sum of £70 12*s.* 3*d.* lawful money, for the payment of the debts due from said estate with incident charges of sale; taking the direction of the court of probate in the district of Hartford in the sale of said real estate.

Upon the memorial of Solomon Cowls, administrator on the estate of Stephen Buck late of Farmington, deceas'd, shewing to this Assembly that the debts due from said estate and charges of administration surmounts the inventoried moveable estate the sum of £55 2 11, lawful money; praying for liberty to sell so much of the real estate of said deceas'd as shall be sufficient to raise said sum with the incident charges of such sale, as per memorial on file: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted unto him, to make sale of so much of the real estate of said deceas'd as shall be sufficient to raise said sum of £55 2 11, lawful money, with the incident charges of such sale; taking the direction of the court of probate in the district of Hartford therein.

[549] Upon the memorial of the inhabitants of the town of Mansfield, by their agent, shewing to this Assembly that William Hall, collector of Mansfield Colony tax for the year 1762, neglected to pay the whole of said tax to the Treasurer of this Colony as by law required, leaving a balance in favour of said Colony of between two or three hundred pounds; that the selectmen of said Mansfield seized a tract of land, the property of said collector, and after a long and expensive litigation took a deed of the same; that the said land cannot at present be sold to raise the said balance; that the said inhabitants have paid the said tax to said collector with great additional costs, and that a tax for said balance on the said inhabitants will at present greatly distress them; praying this Assembly that execution for the said balance may not be issued by said Treasurer for the space of one year from the rising of this Assembly, or that if execution hath already issued that the same may not be levied within said limited time, as per memorial on file: Resolved by this Assembly, that upon the town of Mansfield appointing some suitable person of their inhabitants in their name and on their behalf to make and execute a proper security to the Treasurer of the Colony for the use of the Colony for the sums due on said rate, payable the first of November, 1771, and on interest according to law, and upon such security being given that the Treasurer do and he is hereby directed to balance the rate aforesaid or endorse said execution satisfied, in case an execution has issued on said rate: provided such security be

made and delivered to the Treasurer by the first day of January next.

Upon the memorial of Deborah Denniss, of Greenwich in the county of Fairfield, administratrix on the estate of George Denniss late of North Castle in the county of West Chester in the Province of New York, deceas'd, shewing that since the liberty granted by the Assembly in May, 1768, to sell land for payment of debts due from said estate, more debts have appeared against said estate amounting to the sum of £17 16 7, lawful money, and praying to be impowered to sell real estate to raise said sum &c., as per memorial on file: Resolved by this Assembly, that said memorialist be impowered and she is hereby impowered, to sell real estate of said deceas'd to raise said sum of £17 16 7, lawful money, to enable her to pay said debts together with the incident charges of such sale; taking direction of the court of probates for the district of Stamford therein.

Upon the memorial of Solomon Cowls and Sarah Hart, executors to the last will and testament of Elisha Hart late of Farmington, deceas'd, shewing to this Assembly that the debts due from said estate and charges of administration surmounts the inventoried moveable estate of the said deceas'd the sum of £168 1 7½, lawful money; praying for liberty to sell so much of the real estate of said deceas'd as shall be sufficient to raise said sum with the incident charges of such sale, as per memorial on file: Resolved by this Assembly, that the memorialists have liberty, and liberty and authority is hereby granted unto them, to make sale of so much of the real estate of the deceas'd as shall be sufficient to pay said sum of £168 1 7½, lawful money, with the incident charges of such sale; taking the direction of the court of probate in the district of Hartford therein.

Upon the memorial of Thomas Stephens, Abijah Peck, Nathan Dibble, Munson Gregory, John Segar, Mathew Gregory, Seth Shove, Thomas Philips White, Ebenezer Gregory, Daniel Shove, Thomas Stevens jun^{r}, Aaron Knap, Thomas Judd, Benjamin Bouton jun^{r}, John Gregory jun^{r}, Daniel Gregory, Benjamin Bouton, David Wildman, Francis Knap, Drake Hoit, Miles Bouton, Thadeus Andrews, Isaac Trowbridge, Ebenezer Russell White, Joseph Peck, Ezra Peck, David Starr, Quinton Patch, Peter Castle, Seth Shove jun^{r}, Eliphalet Stephens, James Stephens, Joseph Pickett, Ephraim Morriss, Eliphalet Peck, Ephraim Gregory, all of Danbury in the county of Fairfield, representing that they maintain and support the worship of God among themselves,

and that there is no prospect of their uniting with the first society; praying for society privileges: Resolved by this Assembly, that the memorialists be and they hereby are made and constituted a distinct ecclesiastical society, with all the privileges and immunities to such societies usually belonging in this Colony, and shall be called and known by the name of New Danbury; and the memorialists shall be and they are hereby exempted and freed from paying one certain rate or tax laid by the said first society on the 25th day of December, A.D. 1769, which was laid after said society had consented to the exemption of the memorialists; and that the children of the memorialists shall on their arrival to the age of twenty-one years be of said society of New Danbury, unless they manifest their design to join with said first society, and do attend worship there, in which case such children so attending shall remain and be of said first society.

Upon the memorial of William Bennit jun^{r} of Fairfield, administrator on the estate of Joseph Couch late of said Fairfield, deceas'd, representing that the debts due from the estate of said deceas'd surmount the moveable estate of said deceas'd the sum of £176 5 11½, lawful money; praying for [550] liberty to sell so much of the real estate of said ‖ deceased as shall be sufficient to pay said sum &c., as per memorial on file: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted him, to sell so much of the real estate of said deceas'd as shall be sufficient to pay and satisfy said sum of £176 5 11½ with the incident charges arising thereon; taking the direction of the court of probate for the district of Fairfield therein.

On the memorial of Elizabeth Morehouse, administratrix on the estate of Joseph Morehouse late of Redding, deceas'd, shewing to this Assembly that the debts and charges due from the estate of the deceas'd surmount the moveable estate of the deceas'd the sum of £24 16 6; praying for liberty to sell so much of the real estate of said deceas'd as shall be sufficient to pay said sum of £24 16 6, lawful money, with the incident charges arising on such sale: Resolved by this Assembly, that the memorialist be and she is hereby authorized and impowered to sell so much of the real estate of the deceased Joseph Morehouse as shall be sufficient to pay the sum of £24 16 6, lawful money, with the incident charges arising on such sale; taking the direction of the court of probate for the district of Fairfield therein.

Upon the memorial of Jonathan Whiple of New London, representing to this Assembly that in making and constituting the ecclesiastical society partly out of said New London and part out of the town of Lyme, called New Chesterfield, the said Jonathan with his only son and the farm or estate on which they dwell were taken in and annexed to said society and made part thereof; praying that he, said Jonathan, his son, and farm on which they dwell, might be annexed to the first society in said New London, as per memorial on file &c.: Resolved by this Assembly, that the said Jonathan Whiple and his farm whereon he lives, together with his son who lives with him on said farm, be and are hereby annexed to the first society in New London.

Upon the memorial of Joanna Nichols, administratrix on the estate of Jonathan Nichols jun^{r} late of Saybrook, deceased, shewing to this Assembly that the debts due from said estate and charge of administration surmount the inventoried moveable estate the sum of £21 15*s.* 8¼*d.* lawful money; praying for liberty to sell so much of the real estate of said deceased as shall be sufficient to raise said sum with the incident charges of such sale, as per memorial on file: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted unto her, to make sale of so much of the real estate of said deceased as shall be sufficient to raise said sum of £21 15 8¼, lawful money, with the incident charges of such sale; taking the direction of the court of probate in the district of Guilford therein.

Upon the memorial of Edward Larkin, Hezekiah Curtiss, Hezekiah Curtiss jun^{r}, Ezra Curtiss, Enoch Blackman, Samuel Blackman, Gideon Seeley, Abel Curtiss and Nathaniel Thomson, all of Stratford, shewing to this Assembly that they belong to the first society in said town, but that living at the extreme northerly part of said society can much more conveniently attend the publick worship in the society of Ripton than in that to which they belong, and that they accordingly do ordinarily attend the publick worship at said Ripton: Resolved by this Assembly, that the memorialists with their estates be and they are hereby annexed to the said society of Ripton.

Upon the memorial of Hezekiah Fitch, Esq^{r}, sheriff of Fairfield county, representing that he finds it impracticable to perform the duties of his office in said county unless he can have the liberty of appointing more deputies than he is now by law allowed to appoint, as per memorial on file:

Resolved by this Assembly, that the said sheriff may, and he is hereby fully authorized and impowered to appoint under him two deputy sheriffs more in addition to the number he is now by law allowed to appoint, in order to enable him properly to discharge the duties of his office.

Upon the memorial of Chloe Griswold, administratrix on the estate of Walter Price Griswold late of Killingworth, deceas'd, shewing to this Assembly that the debts and charges on the estate of said deceas'd surmount the personal estate of said deceas'd the sum of £256 6 2¼; praying liberty to sell so much of the real estate of said deceas'd as will be sufficient to raise said sum &c., as per memorial on file: Resolved by this Assembly, that Hiel Buell of Killingworth be and he is hereby impowered to sell so much of the real estate of said [551] deceas'd as will raise said || sum with incident charges of sale; taking the direction of the court of probate for the district of Guilford therein.

On the memorial of Ebenezer Harmon and Elizabeth Harmon, administrators with the will annexed on the estate of Ebenezer Harmon late of Suffield, deceas'd, for liberty to sell the real estate of the said deceas'd to the amount of £25 14 6, lawful money, for the payment of the debts due from said estate with incident charges arising on the sale thereof, taking the direction of the court of probate in the district of Hartford therein: Resolved by this Assembly, that the memorialists have liberty, and liberty is hereby granted to the memorialists, to sell the real estate of the said deceas'd to the amount of £25 14 6, lawful money, to discharge said debts and charges with incident charge of sale; taking the direction of the court of probate in the district of Hartford in the sale thereof.

Upon the memorial of the President and Fellows of Yale College, shewing that the incomes of said college are not sufficient for the support of those officers which are employed in the business thereof and to defray the other necessary expences of said college, and that the memorialists are in debt £216 4 6, as appears by their accounts exhibited to this Assembly; praying for relief &c., as by their memorial on file: Resolved by this Assembly, that there be paid to the treasurer of said college the sum of £216 4 6 in bills of credit of this Colony out of the Colony treasury, to be applied for payment of said debt, and the Treasurer of this Colony is hereby ordered to pay the same accordingly.

Upon the memorial of Joseph Morgan of Groton, shewing to this Assembly that the said Joseph by the county court

held at Norwich in and for the county of New London on the 4th Tuesday of November, 1767, was appointed conservator unto one Tabitha Widger of said Groton, who was distracted and uncapable to take care of herself or estate, and the said Tabitha hath ever since been and still remains distracted, and her conservator, said Joseph, hath expended all the said Tabitha's moveable estate and the sum of £3 10*s*. 3*d*. of his own money for her support, and that the said Tabitha is seized and possessed of a small real estate in said Groton of about two acres of land, which if sold may be profitably used for the payment of said expence and for said Tabitha's support for time to come under her distressing circumstances; praying for liberty to sell said real estate of said Tabatha for the use aforesaid, as per memorial on file: Resolved by this Assembly, that the memorialist have liberty, and liberty is hereby granted to the said Joseph Morgan, to sell the said real estate of the said Tabatha and the avails thereof to dispose of so as to pay the said £3 10 3 that hath been expended for her, and the residue of said avails thereof to dispose of for the support of said Tabatha under her present distraction, and to render his account from time to time to the hon^ble^ county court in and for the county of New London of his proceedings therein.

Upon the petition of Godfrey Malbone and others, inhabitants of the town of Pomfret in the parish of Brookline and parts thereunto adjacent, setting forth to said Assembly that the petitioners desirous of worshiping God according to their own sentiments, did in the beginning of October, 1769, assemble together and enter into engagements to erect a church for worship according to the model established by the name of the Church of England &c., that soon after it became known the petitioners had entered into said engagement the inhabitants of said parish of Brookline at a society meeting holden at Brookline upon the sixth day of February, 1770, voted and ordered a meeting-house to be built in said parish, the expence whereof to be paid by an assessment on the parishoners conformable to their lists of the year 1769, to be collected after the first of December, 1770, &c.: praying that the petitioners may stand acquitted and discharged from said tax or assessment, as by said petition on file, dated April 10th, 1770: Resolved by this Assembly, that the said Godfrey Malbone be acquitted and discharged from any tax or assessment laid or that may be laid on him by said society of Brookline for or towards the building a meeting-house in or for said society.

Upon the memorial of William Denslow, of New Haven in the county of New Haven, shewing that he received a wound in the battle at Lake George in the service of the Colony, of which he is still affected and likely so to remain in that condition: Resolved, that the sum of five pounds, lawful money, be paid unto the said William Denslow out of the Colony treasury forthwith, and that the further sum of five pounds shall be paid in October, 1771, and also the further sum of five pounds shall be paid in October, 1772, if the said Denslow be then living; and the Treasurer of this Colony is hereby ordered to pay the same accordingly.

[552] Upon the memorial of Nathaniel Jones, collector of the Colony rate for the town of Saybrook in A.D. 1763 and A.D. 1764, representing to this Assembly that he had stole from him about £150 of the Colony's money; praying for a suspension of payment of what he is in arrear to the Treasurer &c., as per memorial on file: Resolved by this Assembly, that upon the memorialist giving bond with sufficient surety to the Governor and Company of this Colony for the payment of £150 0 0, lawful money, or such sum as he shall be found in arrear, by the first day of November A.D. 1771, the Treasurer may accept the same toward the arrear of the tax referred to.

Upon the memorial of the inhabitants of the society of Westfield in the county of Hartford, representing their agreement to build a meeting-house for said society a few rods southwest from the dwelling-house of Joseph Clark where they now meet for publick worship, in the lot of Capt. Nathaniel Gilbert on the south side of the highway and north of the butternut tree, and between that tree and the road: Resolved by this Assembly, that said described place shall be and the same is hereby appointed the place for building a meeting-house in said society.

Upon the petition of the inhabitants of the town of Weathersfield, against the towns of Hartford and Glastonbury, preferred to this Assembly in October, 1767, representing that by reason of great alterations in the course and running of Connecticut River formerly understood to be the bounds dividing between said towns respectively at certain places in the petition mentioned and set forth, it was become necessary to have the said dividing line run and ascertained at the said several places; a committee was thereupon appointed to examine into and their report make of said matters &c., which committee have reported, that a certain meer-stone erected on a bank about the distance of two

hundred and three rods west from the great river aforesaid, agreed by the inhabitants of the said towns of Weathersfield and Hartford, is the place where a certain antient tree, called the N. F. Tree, formerly stood, and that the inhabitants of said towns of Weathersfield and Hartford in the year 1712–13 mutually agreed to run a due east line from said meer-stone one hundred and seventy rods, commonly called the Penny-Wise Line, where is a monument erected, and further that the place where the antient Pewter-Pot Brook's mouth was is about one rod westerly of a bunch of willows, and at the distance of three hundred and thirty-eight rods on a straight line from the east end or termination of said Penny-Wise line, where the said committee erected a proper stake for a bound, which bound the said committee gave it as their opinion ought to be a bounds dividing between said towns of Hartford and Glastonbury; and further, that the said Penny-Wise line and a line beginning at the east end of the said Penny-Wise line and running east 28 degrees south three hundred and thirty-eight rods, crossing the antient bed of the river twice, to the bound where Pewter-Pot Brook's mouth was, ought to be the dividing line between the said towns of Hartford and Weathersfield. Said committee further offer as their opinion, that a line drawn from said antient Pewter-Pot Brook's mouth running south 19 degrees east to the north end of a fence called Josiah Benton's fence on Wright's Island, being near the middle of the bed where the river formerly run, and then south 1 degree west to the great river at the south end of said island, and the said river to the south bounds of said Weathersfield, ought to be the dividing line between the said towns of Weathersfield and Glastonbury, which line from said Pewter-Pot Brook's mouth to the south end of said island crosseth the great river aforesaid twice and keeps on the bed of said river as the same ran when the said town of Glastonbury was set off from said town of Weathersfield; as by the report on file may more fully appear, which report hath been accepted: Whereupon it is resolved and ordered by this Assembly, that the said several line and lines before mentioned and described shall be the jurisdiction lines, and they are hereby established as and for the boundary and dividing lines between the said towns respectively, according to the aforesaid report and description of the same at the several places aforesaid, and that nothing in this act shall be understood to extend to affect private property.

Upon the memorial of John Williamson, shewing to this

Assembly that he is now confined in Fairfield county goal for costs only that arose on a prosecution for money-making of which he was acquitted by the grand jury; praying for release &c., as per memorial on file: Resolved by this Assembly, that said Williamson be and he is hereby excused from paying the costs of said prosecution, and the goaler of Fairfield county goal is hereby ordered and directed to discharge said Williamson out of goal.

[553] Upon the memorial of Jonathan Barns of New Haven, representing to this Assembly that he labours under difficulty in attending publick worship in the parish of East Haven, being obliged to travel seven miles to meeting, and that it would be more convenient to attend worship with the society of North Haven; praying that he may be set off and released from said society of East Haven and be annexed to the parish of North Haven &c., as per memorial on file: Resolved by this Assembly, that the memorialist, said Jonathan Barns, be released and set off from the society of East Haven and be annexed to that of North Haven, and that for the future his person and estate shall belong to and be included in said society of North Haven and shall be taxed for the support of the gospel ministry there.

Upon the memorial of John Saunders, administrator on the goods and estate of John Greenslate late of Norwalk, deceas'd, and Mary Greenslate, widow of said deceas'd, and Titus Greenslate of Ridgefield, preferred to this Assembly in May last, shewing that said deceas'd John died possessed of notes of hand to a large amount made payable to himself in which said Titus was equally interested with him, the knowledge whereof rested only in the breasts of the memorialists, praying for relief &c., as per memorial on file, Joseph Platt, Thomas Fitch jun^{r} and Thomas Belding, Esq^{rs}, were appointed a committee to enquire into the matters in said memorial alledged and to examine the parties, on oath, and any others that they should find necessary relating to the matters therein contained, and their report thereof to make together with their opinion thereon; which committee have now reported that they had called the parties before them the 29th day of June last and examined them on oath touching the matters in said memorial alledged, and find that said deceased John died possessed of sundry notes of hand in which said Titus was equally interested with said deceas'd John, although said notes were all made payable to said John only, and that the whole of said notes since the death of said John have been carried into judgments and executions

thereon have issued in favour of said administrator, and do amount to the sum of £108 9 7½, New York money, debt, and that the one half thereof are the proper monies of said Titus and of right to him do belong, and that it is their opinion that said Titus Greenslate ought to have and receive of said John Saunders the one half said sum, being £54 4 9¾, New York money, out of said judgments and executions in his favour, and that said administrator ought not to render any account of said sum £54 4 9¾ any other way than by paying the same to said Titus, as per report on file, which report is now accepted and approved of: Resolved by this Assembly, that said John Saunders shall and do pay to said Titus Greenslate out of the aforesaid judgments and executions in favour of said administrator the said sum £54 4 9¾, New York money, and that said administrator shall not by any way or means whatever be compelled to render any account of and pay over said sum of £54 4 9¾ in other way or to any other person whatever.

Upon the memorial of Abel Seeley and Samuel Baldwin, shewing to this Assembly that Daniel Bostwick and Benjamin Seeley purchased of this Colony the 27th lot in number of the lands lying west of Ousatonuck River and east of New Fairfield, and that the original deed thereof that was given on the part of this Colony is now by some accident lost, the same never having been recorded, and that the memorialists are now the owners of said lot; praying for relief &c., as per memorial on file: Resolved by this Assembly, that Benjamin Hall and John Hubbard, Esq[rs], and the Rev[d] Chauncey Whittlesey, the former committee, be and they are hereby appointed a committee to make and execute a deed of release and quit-claim in due form of law of the land mentioned in said memorial, as described in the original survey thereof, in the name and on the behalf of the Governor and Company of this Colony, unto Daniel Bostwick and Benjamin Seley, the original purchasers of said land, and to their heirs and assigns.

Upon the memorial of Timothy Tiffany, of Lyme in New London county, representing to this Assembly the great necessity of regulating the fishery in Eight Mile River in said Lyme &c., as per memorial on file; and whereas on said memorial at the session of this Assembly in October last Aaron Eliott, William Hilhouse, Esq[rs], and Capt. Christopher Holmes were appointed a committee with power to notify the parties, repair to said Eight Mile River, view the

circumstances and the several places where the fishery has or may be carried on, regulate the fishery, make report &c., as per act of this Assembly may appear; and whereas said committee have reported to this Assembly that they have notified all the parties, repaired to said Eight Mile River, heard the parties, viewed the circumstances thereof and the several places where the fishery has or may be carried on, and find that the fishery has by said Tiffany and his predecessors for about thirty years past been carried on in said river at a place called the Elm Tree adjoining to said Tiffany's land near his dwelling-house, to the benefit of him- [554] self and the || publick, which place is about one hundred rods from the mouth of said river, which is a very convenient place to take fish, and that above said place there is sundry other places in said river that are convenient for taking fish, and that below said Tiffany's fishing place at the elm tree there is no convenient place for taking fish &c., and that it is their opinion that it would be prejudicial to the publick to carry on the fishery between said Tiffany's fishing place at the elm tree and the mouth of said river, and that said Tiffany have liberty to carry on the fishery by seining at said elm tree on his own land from Monday mornings to Friday evenings inclusive, in the daytime only, and that all the adjoining proprietors above said Tiffany's fishing place at the elm tree have liberty to fish by seining on their own land at discretion, and that Jonathan Wade have liberty to erect a weir at the upper fishing place called the streights &c., and said committee regulated said fishery accordingly &c., as per report on file: Resolved by this Assembly, that no person or persons shall carry on the fishery between the mouth of said river and said Tiffany's fishing place at the elm tree, and that said Tiffany have liberty, and liberty is hereby granted to him, to carry on the fishery with seines at said elm tree adjoining to his own land from Monday mornings to Friday evenings inclusive, in the daytime only, without disturbance or molestation, and that each and every of the proprietors adjoining to said river above said Tiffany's fishing place at the elm tree have liberty to take the fish by seining on their own lands at discretion, and that Jonathan Wade have liberty to erect a weir at the upper fishing place called the streights by the consent of the adjoining proprietors, for the use of taking the fish on the ebb tide only.

Upon the memorial of Stephen Spalding, Wyman Hutchins, Jonathan Grover, Eliphalet Wright, Thomas Danielson, Samuel Sterns, Jonathan Day, John Eaton, Simeon Spalding

and others, subscribers to said memorial, shewing to this Assembly that they some years past by their act exempted about eighteen of the memorialists, being of the separate congregational church, from paying taxes to the standing ministry, which act extended to them personally only; also shewing that the first or south society in Killingly had in their society meeting legally warned for that purpose voted and agreed that the memorialists should be made and constituted into a distinct ecclesiastical society and be exempted from paying taxes and also to have and be entituled to receive their part, in proportion to their list, of the public moneys sequestered to the use of the school in said south or first society, to be set off by the following lines, *viz:* to begin at Quinebaug River at the southwest corner of the land belonging to William Danielson, Esq^r, from thence to run easterly to Joshua Whitney's dwelling-house, leaving said Whitney's house on the south of said line, then said line to run easterly to the line dividing between the Colony of Rhode Island and Connecticut and to include and comprehend all the land and inhabitants being south of said line in said first society and their descendants, except Dr. John Sprague, Silas Hutchins, David Sprague, Jonathan Barrett, John Anderson, William Anderson, David Cady, and their descendants if they shall so choose, and their estates being south of the aforesaid line shall be and remain to said first society; and Eleazer Bateman, Michael Hulett, James Campbell, William Graves, Samuel Sterns, Benjamin Batemen, William Stevens, Joseph Blanchard, Mathias Whitney, Cornelius Whitney, Asa Whitney, Samuel Goold, Thomas Goold and William Young, and their descendants and estate now being north of the aforesaid dividing line shall if they choose be and belong to the south or new formed society in said Killingsley; praying said vote of said society might be ratified by this Hon^ble Assembly, and the memorialists incorporated into a distinct ecclesiastical society with the exceptions, powers and privileges as above expressed, as by said memorial on file: Resolved by this Assembly, that the prayer of said memorial be granted, and the memorialists are hereby constituted a distinct ecclesiastical society with all the rights and privileges of such society, by and according to the lines, bounds and limits above mentioned; and the several persons above named, *viz:* Dr. John Sprague &c., and their descendants and estates now being south of the abovesaid dividing line shall and may, if they so choose, be and remain to said first society; and the other persons above-

named living north of said dividing line, *viz:* Eleazer Bateman &c., and their descendants and estate shall and may, if they shall so choose, be and belong to said new made society; and that the inhabitants of said new society and their successors shall have and hold their part of all the moneys and publick endowments granted for the encouragement of schooling, according to their list annually given in, as other societies in this Colony have.

Upon the memorial of Oliver Wolcott, sheriff of the county of Litchfield, shewing to this Assembly that the number of deputy sheriffs allowed and limited to said county by a late law of this Colony is too small; praying for an additional number &c., as per memorial on file: Resolved by this Assembly, that he be allowed to impower and depute two more persons to assist him in the due execution of his said office within said county; any law to the contrary notwithstanding.

[555] Upon the memorial of Joseph Adkins, of Waterbury in the county of New Haven, and others living within the following limits and boundaries, *viz:* beginning half a mile west from the northeast corner of the first long lot in said Farmington next to said Waterbury, thence west about two miles and a half by the limits of Cambridge parish to Northbury society, thence southward of west to the middle of the dwelling-house of Caleb Barns of said Waterbury, thence to extend west to a line that is two miles west from the southwest corner of said Cambridge, thence south two degrees east about three miles to a place two hundred rods north two degrees west from the five mile tree, thence southeastward to the middle of the dwelling-house of Elijah Frisbee, then a straight line to a line drawn west from the southwest corner of said Farmington three-quarters of a mile, thence to said corner of Farmington, thence east on said Farmington south line to the east side of the original twenty rod highway, thence northward to the top of the mountain west of John Merriman, thence a straight line to the first station; praying for society privileges; a committee was appointed this Assembly, who having reported in favour of the memorialists, which is approved of by this Assembly and accepted: Resolved by this Assembly, that the said inhabitants living within said limits and boundaries as above described be and they are hereby made and constituted a distinct ecclesiastical society, and shall be called and known by the name of Farmingberry,* with all the privileges and immunities to

* It was incorporated as a town in May, 1796, by the name of Wolcott.

such societies usually belonging in this Colony; and the said Caleb Barns hereby has liberty granted him of choosing whether he will be of said new made society or remain and belong to the first society in said Waterbury, and the same liberty is hereby granted unto the said Elijah Frisbee.

On the memorial of Thomas Simonds, a transient person now residing in this Colony, representing that he is a native of Woodstock in Great Britain and hath obtained no legal settlement in America, and that he is now affected with a lameness and other disorders and likely to be chargeable to this Colony, and that he is desirous to return to his native country but is unable through poverty to procure himself a passage, and praying assistance to that purpose, as per memorial: Resolved by this Assembly, that the Treasurer of this Colony pay unto Major William Williams, Esq^{r}, the sum of seven pounds, lawful money, which the said Major Williams is impowered and directed to receive and the same or so much as shall be necessary use and improve to purchase and procure for said Simonds a passage to London or some other port in England as soon as conveniently may be, and render his account thereof when thereto required.

Upon the memorial of Abraham Weed and others, inhabitants of the society of Canaan in the county of Fairfield, preferred to the General Assembly, praying to be made into a distinct ecclesiastical society &c., by reason of the difficulties subsisting between them and their pastor, Increase Mosely, Daniel Sherman and Benjamin Hinman, Esq^{rs}, were appointed a committee in May last to enquire and make report, which committee do report that the difficulties subsisting between the memorialists and their pastor are such that its not likely they will ever become reconciled, and that it is best the memorialists should be made into an ecclesiastical society by themselves. To the acceptance of said report the other part of said society of Canaan objected that it would ruin them that were left behind, and sent a desire that if such division should take place they might be joined with the memorialists &c., and Mr. Syllyman, their said pastor, signifying in writing his willingness to be dismissed from said society upon reasonable terms &c., and also that he is willing said terms of his dismission should be determined by a committee from the Assembly; further objecting that said former committee's power and commission was too much limited &c.: Whereupon it is resolved, that Daniel Lyman, John Fowler and Samuel Bishop jun^{r}, Esq^{rs}, be and they are hereby appointed a committee to repair to said society and

enquire into and find out as far as may be the difficulties that subsist in said society and how they may in the best manner be remedied, and if they shall think a division of the society necessary that they consider and report how and in what manner the same ought to be done, and if the resignation and removal of their present minister shall be thought advisable that they consider what, if any thing, ought to be allowed to him, and generally to consider how peace may be restored in said society, and their report make to this Assembly in May next.

Upon the memorial of Griffith Meredith, now residing in Lebanon in this Colony, setting forth that he was born in Great Britain and came into this country about two years since with a small family to set up and carry on his trade, but that he and his wife have been visited with several extream fits of sickness, which have very much impaired their constitution, and that he for about five or six months last past has been visited with a lingering and wasting distemper of which it is not likely he shall ever recover, and having no estate left is supported at the publick expence, and that he with his wife are very desirous of returning to their native land, and praying for relief by a grant of so much money as will procure and purchase for him and his wife a passage to England, where he has friends as he alledges able and willing to take care of them, as per memorial on file: Resolved by this Assembly, that the Treasurer of this Colony pay unto William Williams the sum of fifteen pounds out of the Colony treasury; and the said Williams is directed to receive and improve the same, or so much thereof as he shall find necessary, to purchase and procure for said Meredith and his wife a passage to London or such other part of England as he [556] || shall think suitable and proper, as soon as may conveniently be, and to improve said sum for no other purpose, and render his account thereof when thereunto required.

Upon the memorial of Michael Daton, one of the inhabittants of the society of Westbury in Waterbury in the county of New Haven, and others, inhabitants of said society, complaining that a stake affixed by the county court for the place of building a meeting-house in said society had been affixed under a mistake, whereupon the doings of said county court were by the General Assembly in May last annulled and made void, and Elisha Sheldon, Benjamin Hall, and Joseph Hull, Esq^{rs}, were appointed a committee to affix and ascertain the place for building a meeting-house in said society and to make report, which committee having made report to this

Assembly that they had affixed a stake in Mr. Wait Scot's home lot on the west side of the highway leading northward from the old meeting-house, which report is accepted by this Assembly: Whereupon it is resolved by this Assembly, that the place for building a meeting-house in said society shall be at the stake affixed by said committee in said Scot's home lot and on the west side of said highway.

Upon the memorial of Ezekiel Minor, administrator on the estate of Samuel Beckwith late of Lyme, deceased, representing to this Assembly that the debts and charges exhibited and allowed by the court of probate for the district of New London surmount the personal estate of said deceas'd and former grants for sale of real estate the sum of £19 8 8; praying liberty to sell so much of the real estate of said deceas'd as will raise said sum with incident charges of sale, as per memorial on file &c.: Resolved by this Assembly, that liberty be granted, and liberty and authority is hereby granted to the memorialist, to sell so much of the real estate of said Samuel, deceas'd, as will be sufficient to raise said sum of £19 8 8, lawful money, with the incident charges of sale; taking the direction of the court of probate for the district of New London therein.

Upon the memorial of Jonathan Fitch of New Haven, sheriff of the county of New Haven, Esq^{r}, shewing that the number of deputy sheriffs allowed and limited to said county by a late law of this Colony is too small; praying for an additional number &c., as per memorial &c.: Resolved by this Assembly, that he be allowed to impower and depute two more persons to assist him in the due execution of his said office within the said county; any law to the contrary notwithstanding.

On the memorial of Gideon Hotchkiss of Waterbury, shewing to this Assembly that, A.D. 1765, the memorialist paid a just debt of this Colony unto Doct. Daniel Porter of said Waterbury the sum of £1 5 0, lawful money, with £0 6 0 cost; praying for relief, as per memorial on file: Resolved by this Assembly, that the Treasurer of this Colony be ordered, and he is hereby ordered, to pay unto the said Gideon Hotchkiss the sum of £1 11*s.* 0*d.* out of the treasury of this Colony.

Resolved, That the petition of John Harpin of Milford, against Oliver Delancy and company and others of New York, now lying before this Assembly upon a report of a committee appointed in said case, be further continued to the sessions of this Assembly in May next.

Upon the petition of Phineas Stevens againt Benjamin Steavens &c., a committee was appointed, who reported they could not go through their enquiry &c., and reported that the executions complained of ought to be suspended &c.; and thereupon the petitionee not appearing, the Assembly ordered a suspension of said executions until May next &c.; and said petitionee coming and shewing that the reason of his not appearing was that the petitioner and petitionee after bringing said petition came together and settled the same &c., and produced a settlement under the hands of the said parties: Whereupon it is resolved by this Assembly, that on reconsideration the resolve suspended said executions and appointing said committee is hereby revoked and disannulled, and said petition is continued to the General Assembly in May next.

On the petition of Timothy Dimmock, of Coventry in the county of Windham, *vs.* Gersham Coleman of Coventry aforesaid, dated September 27th, 1770, as on file: The question was put, whether there is error in the judgment of the superior court referred to in said petition, as alledged and complained by the petitioner: Resolved by this Assembly in the negative. *Cost allowed respondent is* £2 2*s.* 6*d.*

[557] On the petition of Samuel Smith, of Derby in the county of New Haven, administrator of the goods and estate of John Smith late of said Derby, deceas'd, *vs.* Abraham Hawkins and Eli Hawkins both of Derby aforesaid, executors of the last will of Moses Hawkins late of said Derby, deceas'd, dated September 19th, 1770: The question was put, whether there is error in the judgment of the superior court as alledged and complained of in said petition: Resolved by this Assembly in the negative.

On the petition of James Jauncey of the city and Province of New York, *vs.* Adam Babcock of New Haven in the county of New Haven, dated March 31st, 1770. as on file, by continuance from the General Assembly in May last: The question was put, whether the pleas offered by the respondent in abatement of said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative. *Cost allowed respondent is* £3 13*d.* 8. *L. M. Ex. granted May 29th*, 1771.

On the petition of James Barns, of New Fairfield in the county of Fairfield, *vs.* Ephraim Hubbell of said New Fairfield, Esq^{r}, dated September 24th, 1770, as on file: The question was put, whether the pleas offered on the part of the respondent in the abatement of this petition are sufficient to

abate the same: Resolved by this Assembly in the affirmative.

On the petition of John Ray, of the city and Province of New York, *vs.* Moses Bush, of Chatham in the county of Hartford, dated September 29th, 1770, as on file: The question was put, whether the said petition or bill and matters therein contained are sufficient &c.: Resolved by this Assembly in the negative.

On the petition of Jonathan Brown, of Rye in the county of West Chester and Province of New York, *vs.* Jabez Sherwood, of Greenwich in the county of Fairfield, dated May 1st, 1770, as on file, by continuance from the General Assembly in May last: The question was put, whether the pleas offered on the part of the respondent in abatement of said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative. *Cost allowed respondent is* £4 6 10. *L. money.*

On the petition of Benjamin Atwater jun^{r}, of Wallingford in the county of New Haven, *vs.* Stephen Hall of Wallingford in said county of New Haven, one of the principal inhabitants and members of the society of Wells, and the rest of the inhabitants and members of said society, dated May 1st, 1770, as on file, by continuance from the Assembly in May last: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative.

On the petition of Ebenezer Sanford, of Fairfield in the county of Fairfield, *vs.* Abiah Sanford and John Midlebrook, the said John Midlebrook being one of the church of Christ in North Stratford, and the rest of the members of said church, dated May 3d, 1770, as on file, by continuance from the General Assembly in May last: The question was put, whether there is error in the judgment of the superior court referred to in the petition, as alledged and complained of by the petitioner &c.: Resolved by this Assembly in the negatiue.

On the petition of Joseph Harvey, of Lyme in the county of New London, *vs.* Ezra Selden of Lyme aforesaid, dated March 20th, 1770, as on file, by continuance from the General Assembly in May last: The question was now put, whether the superior court in proceeding to and rendering the judgment complained of in said petition manifestly erred and mistook the law: Resolved by this Assembly in the negative. *Cost allowed respondent is* £2 1 0 *L. M. Ex. granted Nov. 2d,* 1770.

On the petition of Samuel Treat and Frances his wife, John Treat and Anne his wife, and Zecheriah Marks and his wife Mary, all of Milford in the county of New Haven, *vs.* Richard Bryan, Mehitabel Ingersol, Sarah Bryan jun^{r}, and Sarah Bryan guardian of said Sarah Bryan jun^{r}, a minor, all of Milford aforesaid, dated September 2d, 1770: The question was put, whether the pleas offered on the part of the respondents in abatement of said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative.

On the petition of Ichabod Stoddard and Mark Stoddard, both of Groton in the county of New London, *vs.* Sarah Billings *alias* Sarah Stoddard of said Groton, formerly widow and relict of Robert Stoddard of Groton aforesaid deceased, dated April 30th, 1770, as on file: The question was put, whether the pleas offered by the respondent in abatement of said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative. *Cost allowed respondent is £3 2s. 10d. L. M. Ex. granted Nov. 2nd*, 1770.

On the petition of Daniel Foot, Levi Wells and Joseph Isham jun^{r}, all of Colchester in the county of Hartford, selectmen of the said town of Colchester, *vs.* John Lawrence, of Hartford in the county of Hartford, Esq^{r}, Treasurer of the Colony of Connecticut, dated May 28th, 1770, as on file: The question was put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative.

[558] This Assembly grants to his Honor Governor Trumbull the sum of one hundred and fifty pounds, for the last half of his salary the current year.

This Assembly grants to his Honor Deputy Governor Griswold the sum of fifty pounds, lawful money, for the last half of his salary the current year.

Resolved by this Assembly, That all petitions and memorials now depending before this Assembly and undetermined be referred to the consideration of the Assembly at their sessions in May next.

This Assembly was adjourned, by proclamation, until the Governor, or in his absence the Deputy Governor, shall see cause to call it to meet again.

Teste GEORGE WYLLYS, Secretary.

[END OF VOLUME X.]

[6] At a meeting of the Governor and Council of the Colony of Connecticut convened at New Haven the day of October, 1771.*

Present:

The Hon^ble^ Jon^th^ Trumbull, Esq^r^, *Governor.*
The Hon^th^ Matthew Griswold, Esq^r^, *Deputy Governor.*

Hez. Huntington, Esq^r^,	Roger Sherman, Esq^r^,
Shubael Conant, Esq^r^,	Robert Walker, Esq^r^,
Elisha Sheldon, Esq^r^,	Abraham Davenport, Esq^r^,
Eliphalet Dyer, Esq^r^,	Joseph Spencer, Esq^r^,
Jabez Huntington, Esq^r^,	Zebulon West, Esq^r^,

William Pitkin, Esq^r^, being absent, Zebulon West, Esq^r^. was chosen Clerk, to serve in the absence of said William Pitkin, Esq^r^,

The selectmen of Woodbury exhibited their account of sundries expended in supporting and doctoring Huldah Barns, a transient person, amounting to the sum of £4 1 4, lawful money: Resolved, that said sum be paid said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given, ₩ Z. West, Esq^r^.*

Matthew Hawley of Stratford exhibited his account of sundries expended in supporting and doctoring William Larrows, a French transient person. amounting to the sum of £6 7 9: Resolved by this Board, that said sum be paid to said Hawley out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given, ₩ Z. West, Esq^r^.*

Robert Bostwick of New Milford exhibited his account of sundries expended in supporting Lewis Cooly, a French captive sick in said town, amounting to £1 13 8, L. money: Resolved by this Board, that said Bostwick be paid out of the public treasury said sum, and the Treasurer is hereby ordered to pay the same accordingly. *Order given ₩ Z. West, Esq^r^.*

[7] The selectmen of Danbury exhibited their account of sundries expended in supporting and doctoring one Patrick Phlegmon, a transient person, amounting to 4 7 1, lawful money: Resolved by this Board. that said sum be paid out of the public treasury to said selectmen. and the Treasurer is hereby ordered to pay the same accordingly. *Order given 15th, 1770, ₩ Z. West.*

The selectmen of Pomphrit exhibited their account of sundries expended in taking care of and supporting John Bowdee, a transient person, amounting to £27 12, lawful money: Resolved by this Board, that said sum be paid said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given ₩ Zeb. West.*

Sam^ll^ Mattocks, of Hartford exhibited his account of sundries expended in boarding and nursing Metchel Magee, a transient person, amounting to £0 15 0, lawful money: Resolved by this Board, that said sum be paid said Mattocks out of the public treasury,

* Probably an error, for 1770.

and the Treasurer is hereby ordered to pay the same accordingly. *Order given ℔ Z. West.*

The selectmen of Sharon exhibited their account of sundries. expended in supporting Peter Gimbleton from the 10th of May to the 11th of October, amounting to £5 5 0, lawful money: Resolved by this Board, that said sum be paid said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given ℔ Z. West.*

The selectmen of Litchfield exhibited their account of sundries expended in supporting Patrick Stone, a transient person, amounting to £14 4 6, lawful money: Resolved by this Board, that said sum be paid to said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given ℔ Z. West.*

[8] The selectmen of Stamford exhibited their account of sundries expended in supporting John Wilson, a transient person, amounting to £13 13 2½, lawful money: Resolved by this Board, that said sum be paid said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given ℔ Z. West.*

The selectmen of Preston exhibited their account of sundries expended in supporting Henry Jarvice, a transient person, amounting to the sum of £1 2 6, lawful money: Resolved by this Board, that said sum be paid to said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given ℔ Z. West, Esq^r.*

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[8] At a meeting of the Governor and Council of the Colony of Connecticut convened at Windham on the 25th day of March Anno Dom. 1771.

Present:

The Hon^ble Jon^th Trumbull, Esq^r, *Governor.*
The Hon^ble Matthew Griswold, Esq^r, *Deputy Governor.*

Hez. Huntington, Esq^r,	Roger Sherman, Esq^r,	*Assistants.*
Eliphalet Dyer, Esq^r,	Robert Walker, Esq^r,	
Wm. Pitkin, Esq^r,	Joseph Spencer, Esq^r,	

Resolved by this Board, That Thursday the 18th day of April next be observed as a day of public Fasting and Prayer throughout this Colony, and that his Honor the Governor be desired to issue his proclamation accordingly.

[Volume XI, Page 1.]

Anno Regni Regis Georgii tertii undecimo.

At a General Assembly of the Governor and Company of his Majesty's English Colony of Connecticut in New England in America, holden at Hartford in said Colony on the second Thursday of May, being the ninth day of said month, and continued by several adjournments until the seventh day of June next following, annoque Domini 1771.

Present:

The Honorable Jonathan Trumbull, Esq^{r}, *Governor.*
The Honorable Mathew Griswold, Esq^{r}, *Deputy Governor.*

Hezekiah Huntington, Esq^{r},	Roger Sherman, Esq^{r},	*Assistants.*
Shubael Conant, Esq^{r},	Robert Walker, Esq^{r},	
Elisha Sheldon, Esq^{r},	Abraham Davenport, Esq^{r},	
Eliphalet Dyer, Esq^{r},	Joseph Spencer, Esq^{r},	
Jabez Huntington, Esq^{r},	Oliver Wolcott, Esq^{r},	
William Pitkin, Esq^{r},		

Representatives or Deputies of the Freemen of the several Towns are as follow, viz:

Colo. John Pitkin, Mr. Benjamin Payne, for Hartford.
Mr. John Owen, Capt. Hez. Humphry, for Symsbury.
Capt. Jabez Brainerd, Capt. Joseph Brooks, for Haddam.
Mr. Dan^{l} Brainard, Capt. Dyer Throop, for East Hadam.
Colo. Alexander Phelps, Capt. Samuel Gilbert, for Hebron.
Capt. Henry Champion, Mr. Elias Worthington, for Colchester.
Mr. William Wolcott, Maj^{r} Eràstus Wolcott, for East Windsor.
Capt. Joel White, Capt. Benja. Talcott, for Bolton.
Mr. Fisher Gay, Mr. Solomon Whitman, for Farmington.
Capt. Josiah Phelps, Capt. Josiah Bissell, for Windsor.
Mr. David Sage, Mr. Nath^{ll} Freeman, for Chatham.
Mr. Daniel Alden, Mr. Joshua Fuller, for Stafford.
Mr. Moses Holmes, Capt. Timothy Pearl, for Willington.
Mr. Reuben Sikes, Mr. Emery Pease, for Somers.
John Chester, Esq^{r}, Capt. Elisha Williams, for Weathersfield.
Capt. Benja. Kent, Mr. Gideon Granger, for Suffield.
Jabez Hamlin, Esq^{r}, Mr. Seth Wetmore, for Middletown.
Capt. Sam^{ll} Chapman, Mr. Samuel Cobb, for Toland.
Mr. Edward Collins, Capt. Ephraim Pease, for Enfield.

Capt. Jonathan Wells, Mr. John Kimberly, for Glastonbury.
Mr. Joshua Chandler, Mr. James A. Hilhouse, for New Haven.
Colo. Elihu Chauncey, Capt. James Wadsworth, for Durham.
Mr. Jonathan Burgiss, Capt. Andrew Ward, for Guilford.
Mr. Joseph Hopkins, Mr. Thomas Mathews, for Waterbury.
[2] Capt. John Fowler, Majr David Baldwin, for Milford.
Capt. John Wooster, Mr. Joseph Hull; for Derby.
Majr William Gould, Mr. James Barker, for Branford.
Benjamin Hall, Esqr, Capt. Macock Ward, for Wallingford.
Gurdon Saltonstall, Esqr, Mr. William Hilhouse, for New London.
Majr Samuel H. Parsons, Mr. William Noyes, for Lyme.
Mr. Samuel Field, Capt. William Worthington, for Saybrook.
Capt. William Witter, Colo. Samuel Coit, for Preston.
Capt. Elnathan Stephens, Mr. Stephen Wilcox, for Killingworth.
Majr Charles Phelps, Capt. Jno Williams, for Stonington.
Capt. Benadam Gallop, Capt. Joseph Gallop, for Groton.
Mr. Samuel Tracy, Mr. Benja. Huntington, for Norwich.
Ebenezer Silliman, Esqr, Capt. David Burr, for Fairfield.
Mr. Joseph P. Cook, Mr. Daniel Starr, for Danbury.
Capt. John Mead, Mr. Amos Mead, for Greenwich.
Mr. William Lee, for Ridgefield.
Majr Charles Webb, Mr. Benja. Weed, for Stanford.
Capt. Henry Glover, Mr. Richard Fairman, for Newtown.
Mr. Ephraim Hubbel, Mr. Alexander Stewart, for New Fairfield.
Capt. Theophilus Nichols, Mr. John Brooks, for Stratford.
Colo. John Read, Mr. Lemuel Sanford, for Redding.
Mr. Thomas Belden, for Norwalk.
Mr. Nathaniel Wales jun., Majr Jedidiah Elderkin, for Windham.
Mr. William Williams, Capt. Joseph Trumbull, for Lebanon.
Capt. Elisha Child, Mr. Jedediah Morse, for Woodstock.
Mr. Simeon Learned, Capt. Silas Hutchins, for Killingly.
Mr. Samuel Craft, Colo. Ebenezer Williams, for Pomfret.
Capt. John Douglass, Mr. John Pierce, for Plainfield.
Capt. Benja. Sumner, Mr. Ezra Smith, for Ashford.
Mr. Ephraim Root, Mr. Uriah Brigham, for Coventry.
Mr. Constant Southworth, Capt. Experience Storrs, for Mansfield.
Capt. Robert Dixon, Mr. Samuel Stewart, for Voluntown.
Capt. Aaron Cleaveland, Mr. John Curtiss, for Canterbury.
Colo. Ebenezer Marsh, Capt. John Marsh, for Litchfield.

Majr Charles Burrell, Mr. Elisha Baker, for Canaan.
Mr. Heman Swift, Capt. Thomas Porter, for Cornwall.
Capt. Isaac Kellogg, Mr. Seth Smith, for New Hartford.
Mr. John Cook, for Torrington.
[3] Capt. Samuel Nash, Capt. Elisha Sill, for Goshen.
Mr. Thomas Noble, Capt. Sherman Boardman, for New Milford.
Colo. John Williams, Mr. Simeon Smith, for Sharon.
Mr. Daniel Sherman, Mr. Benja. Stiles, for Woodbury.
Capt. Joseph Pratt, Capt. Justus Sackett, for Kent.
Majr Abijah Catling, Mr. Josiah Phelps, for Harwington.
Mr. Joshua Porter, for Salisbury.

Jabez Hamlin, Esqr, Speaker, } of the House of
William Williams, Esqr, Clerk, } Representatives.

This day being appointed by the Royal Charter and the Laws of this Colony for the Election of the public officers of the Colony, *viz:* Governor, Deputy Governor, Assistants, Treasurer and Secretary, proclamation was made in manner accustomed, and then the votes of the freemen were given in to the persons appointed by the Assembly to receive, sort and count them, and to declare the names of such persons as shall be chosen to any of the aforementioned offices according to law; which persons so appointed were, Hezekiah Huntington, Shubael Conant, Elisha Sheldon, Eliphalet Dyer, Jabez Huntington, William Pitkin, Roger Sherman, Robert Walker, Abraham Davenport, Esqrs, Colo. John Pitkin, Mr. Fisher Gay, Mr. James A. Hilhouse, Majr David Baldwin, Colo. Gurdon Saltonstall, Majr Samuel Holden Parsons, Colo. John Read, Mr. Amos Mead, Majr Jedediah Elderkin, Mr. John Curtiss, Capt. Benjamin Stiles, and Mr. Joshua Porter, who were all sworn to a faithful discharge of that trust. And the votes of the freemen being brought in, sorted and counted,

The Honorable Jonathan Trumbull, Esqr, is chosen Governor of this Colony for the year ensuing.

The Honorable Mathew Griswold, Esqr, is chosen Deputy Governor of this Colony for the year ensuing.

John Lawrence, Esqr, is chosen Treasurer of this Colony for the year ensuing.

George Wyllys, Esqr, is chosen Secretary of this Colony for the year ensuing.

Hezekiah Huntington, Esqr, Shubael Conant, Esqr, Elisha Sheldon, Esqr, Eliphalet Dyer, Esqr, Jabez Huntington, Esqr, William Pitkin, Esqr, Roger Sherman, Esqr, Robert Walker, Esqr, Abraham Davenport, Esqr, William Samuel Johnson,

Esq^r, Joseph Spencer, Esq^r, and Oliver Wolcott, Esq^r, were chosen Assistants for the year ensuing.

The Governor's oath prescribed by the law of this Colony and the oath required by act of Parliament made and passed in the fourth year of the reign of his Majesty George the third, entituled An act for granting certain duties in the [4] British Colonies and Plantations in America, || were in due form and manner administred to the Hon^ble Jonathan Trumbull, Esq^r, now chosen Governor of the Colony of Connecticut, who thereupon took the Governor's chair.

The Deputy Governor's oath appointed by the law of this Colony was duly administred to the Hon^ble Mathew Griswold, Esq^r, now chosen Deputy Governor of this Colony, who thereupon took the Deputy Governor's chair.

The Assistant's oath prescribed by the law of this Colony was duly administred to Hezekiah Huntington, Shubael Conant, Elisha Sheldon, Eliphalet Dyer, Jabez Huntington, William Pitkin, Roger Sherman, Robert Walker, Abraham Davenport, Joseph Spencer and Oliver Wolcott, Esq^rs, now chosen Assistants over this Colony, who thereupon took their seats at the Council-Board.

The Treasurer's oath appointed by the law of this Colony was duly administred to John Lawrence, Esq^r, now chosen Treasurer of this Colony.

The Secretary's oath appointed by the law of this Colony was duly administred to George Wyllys, Esq^r, now chosen Secretary of this Colony.

Ordered, That Shubael Conant, Esq^r, and Mr. John Curtiss return the thanks of this Assembly to the Rev^d Mr. James Cogswell, for his sermon delivered before the Assembly on the 9th instant, and desire a copy thereof that it may be printed.

This Assembly do appoint the Hon^ble Mathew Griswold, Esq^r, to be Chief Judge of the Superior Courts in this Colony the year ensuing.

This Assembly do appoint Robert Walker, Esq^r, Eliphalet Dyer, Esq^r, Roger Sherman, Esq^r, and William Pitkin, Esq^r, to be Judges of the Superior Courts in this Colony the year ensuing.

This Assembly do appoint Jabez Hamlin, Esq^r, to be Judge of the County Court in and for the county of Hartford the year ensuing.

This Assembly do appoint Benjamin Hall, Esq^r, to be Judge of the County Court in and for the county of New Haven the year ensuing.

This Assembly do appoint Hezekiah Huntington, Esq^r, to be Judge of the County Court in and for the county of New London the year ensuing.

This Assembly do appoint Abraham Davenport, Esq^r, to be Judge of the County Court in and for the county of Fairfield the year ensuing.

This Assembly do appoint Shubael Conant, Esq^r, to be Judge of the County Court in and for the county of Windham the year ensuing.

This Assembly do appoint John Williams, Esq^r, to be Judge of the County Court in and for the county of Litchfield the year ensuing.

This Assembly do appoint Joseph Talcott, Esq^r, to be Judge of the Court of Probate for the district of Hartford the year ensuing.

This Assembly do appoint Joseph Spencer, Esq^r, to be Judge of the Court of Probate for the district of East Hadam the year ensuing.

This Assembly do appoint Jabez Hamlin, Esq^r, to be Judge of the Court of Probate for the district of Midletown the year ensuing.

[5] This Assembly do appoint Isaac Pinney, Esq^r, to be Judge of the Court of Probate for the district of Stafford the year ensuing.

This Assembly do appoint Solomon Whitman, Esq^r, to be Judge of the Court of Probate for the district of Farmington the year ensuing.

This Assembly do appoint John Owen, Esq^r, to be Judge of the Court of Probate for the district of Symsbury the year ensuing.

This Assembly do appoint John Hubbard, Esq^r, to be Judge of the Court of Probate for the district of New Haven the year ensuing.

This Assembly do appoint Nathaniel Hill, Esq^r, to be Judge of the Court of Probate for the district of Guilford the year ensuing.

This Assembly do appoint Gurdon Saltonstall, Esq^r, to be Judge of the Court of Probate for the district of New London the year ensuing.

This Assembly do appoint Hezekiah Huntington, Esq^r, to be Judge of the Court of Probate in and for the district of Norwich the year ensuing.

This Assembly do appoint Charles Phelps, Esq^r, to be Judge of the Court of Probate for the district of Stonington the year ensuing.

This Assembly do appoint Ebenezer Silliman, Esq^{r}, to be Judge of the Court of Probate for the district of Fairfield the year ensuing.

This Assembly do appoint Abraham Davenport, Esq^{r}, to be Judge of the Court of Probate for the district of Stamford the year ensuing.

This Assembly do appoint Thomas Benedict, Esq^{r}, to be Judge of the Court of Probate for the district of Danbury the year ensuing.

This Assembly do appoint Shubael Conant, Esq^{r}, to be Judge of the Court of Probate for the district of Windham for the year ensuing.

This Assembly do appoint Jabez Fitch, Esq^{r}, to be Judge of the Court of Probate in and for the district of Plainfield the year ensuing.

This Assembly do appoint Ebenezer Williams, Esq^{r}, to be Judge of the Court of Probate for the district of Pomfrett the year ensuing.

This Assembly do appoint Daniel Sherman, Esq^{r}, to be Judge of the Court of Probate in and for the district of Woodbury the year ensuing.

This Assembly do appoint Ebenezer Marsh, Esq^{r}, to be Judge of the Court of Probate in and for the district of Litchfield the year ensuing.

This Assembly do appoint John Williams, Esq^{r}, to be Judge of the Court of Probate in and for the district of Sharon the year ensuing.

This Assembly do appoint William Wolcott, Seth Wetmore, Samuel Talcott and John Kimberley, Esq^{rs}, to be Justices of the Peace and Quorum for the county of Hartford for the year ensuing.

This Assembly do appoint John Chester, Jabez Hamlin, George Wyllys, Joseph Talcott, John Ledyard, Thomas Horsmer, Jonathan Hills, John Pitkin, Benjamin Payne, Elisha Williams, Solomon Wills, Thomas Belding, Josiah Bissell, Henry Allyn, Erastus Wolcott, Charles Elsworth jun^{r}, Joseph Southmaid, Nathaniel Chauncy, Mathew Talcott, Solomon Whitman, Hez^{h} Gridley, Jared Lee, John Strong, Selah Hart, Isaac Lee jun^{r}, James Wadsworth, Fisher Gay, John Owen, Judah Holcomb, Jonathan Pettibone, Hez^{h} Humphry, Oliver Humphry, Hez^{h} Brainerd, Joseph Wells, Jona. Hale, William Wells, Samuel Kent, Alex^{r} King, Daniel Cone, Daniel Brainerd, Jabez Chapman jun^{r}, Samuel Huntington, Epaphras Lord, John Watrous, Daniel Foot, Peter Bulkley, Henry Champion, Samuel Gilbert, Alex^{r} Phelps, David Barbur, John

Phelps, Ephraim Terry, Joseph Olmsted, Benja. Talcott, Thomas Pitkin, Samuel Cobb, Isaac Pinney, Daniel Alden, Abner Barker, Moses Holmes, Sam[l] Reynolds, David Sage, Nath[l] Freeman, Ebenezer White, Sam[l] Chapman, Roger Newberry and Joel White, Esq[rs], to be Justices of Peace for the county of Hartford the year ensuing.

[6] This Assembly do appoint Joseph Hart, Esq[r], to be a Justice of the Peace for the county of Hartford for the year ensuing.

This Assembly do appoint Mr. John Lawrence a Justice of the Peace for the county of Hartford for the year ensuing.

This Assembly do appoint John Hubbard, Elihu Chauncey, Thomas Darling and Nathaniel Hill, Esq[rs], Justices of the Peace and Quorum in and for the county of New Haven the year ensuing.

This Assembly do appoint Benjamin Hall, John Whiting, Daniel Lyman, Samuel Bishop, James A. Hilhouse, Samuel Hemingway, Samuel Sacket, Joshua Chandler, Simeon Bristol, Caleb Beecher, Nathan Baldwin, John Fowler, David Baldwin, Timothy Russell, Charles French, John Daviss, Joseph Hull jun[r], Thomas Mathews, Joseph Hopkins, Timothy Judd, Caleb Humiston, Jonathan Baldwin, Samuel Lewiss, Elihu Hall, Benjamin Hall 4th, Aaron Lyman, Macock Ward, Dan Johnson, James Wadsworth jun[r], Nathaniel Ruggles, Josiah Meigs, Timothy Todd, Simeon Chittenden, Josiah Rogers, Samuel Barker, James Barker, Jonathan Russell, Enos Allen, David Ingersol, Ephraim Strong, Caleb Hall, John Burgiss, Samuel Brown, William Gould, Esq[rs], Justices of the Peace in and for the county of New Haven the year ensuing.

This Assembly appoints David Wooster of New Haven, Esq[r], Justice of Peace for the county of New Haven for the year ensuing.

This Assembly do appoint Capt. Oliver Dudley a Justice of the Peace within and for the county of New Haven the year ensuing.

This Assembly do appoint Samuel Coit, William Hilhouse, John Murdock and Jeremiah Miller, Esq[rs], Justices of the Peace and Quorum within and for the county of New London the year ensuing.

This Assembly do appoint Gurdon Saltonstall, Pygan Adams, Benjamin Gale, Elnathan Stephens, Aaron Eliott, John Pierson, Theophilus Morgan, Hezekiah Whittlesey, John Shipman, Benjamin Williams, Justus Buck, Benjamin Lee, Samuel Selden, John Lay 2d, Samuel Ely, George Dorr, Sam-

uel Holden Parsons, Daniel Coit, Richard Law, Jonathan Lattimore jun^{r}, John Still Winthrop, William Whiting, Humphry Avery, Ebenezer Hartshorn, Jacob Perkins, Simon Tracy jun^{r}, Elisha Fitch, Samuel Huntington, Benjamin Huntington, Elisha Lathrop, Elijah Backus, Richard Hide, Christopher Leffingwell, William Witter, Benjamin Coit, Samuel Mott, Robert Crary, Luke Perkins, Nathan Smith, William Williams, Ebenezer Avery, William Avery, Benadam Gallop, Joseph Denison, Samuel Prentice, John Williams, Charles Phelps, Paul Wheeler, Stephen Babcock, Nathaniel Minor, Eleazer Mather, John Hemsted, Joshua Raymond, Samuel Tracy and Daniel Lathrop Esq^{rs}, Justices of Peace in and for the county of New London for the year ensuing.

This Assembly do appoint John Read, Samuel Adams, Robert Fairchild, Joseph Platt, Esq^{rs}, Justices of the Peace and Quorum within and for the county of Fairfield for the year ensuing.

This Assembly do appoint Ebenezer Silliman, Theophilus Nichols, Agur Tomlinson, Ichabod Lewiss, James Walker, Daniel Fairchild, David Wilcockson, David Burr jun^{r}, Lathrop Lewiss, Samuel Bradley jun^{r}, Daniel Silliman, David Cooley, John Burr jun^{r}, Samuel Fitch, Thomas Fitch jun^{r}, Thomas Belden, Theophilus Fitch, Elias Betts, Charles Webb, Benjamin Weed, Thomas Youngs, David Waterbury jun^{r}, Peter Mead, David Knap, Messenger Palmer, John Mead, Edward Brush, Samuel Olmsted, Samuel Smith, Philip Burr Bradley, Thomas Benedict, Joseph Platt Cook, Samuel Taylor, Daniel Taylor, Caleb Baldwin, Richard Fairman, Henry Glover, Ephraim Hubbell, Thomas Brush, Lemuel Sanford jun^{r}, Henry Lyon, Daniel Cooley, John Brooks, Esq^{rs}, Justices of the Peace within and for the county of Fairfield for the year ensuing.

This Assembly do appoint Abraham Andrews of Fairfield, Esq^{r}, to be Justice of Peace within and for the county of Fairfield the year ensuing.

[7] This Assembly do appoint Jabez Fitch, Joshua West, Ebenezer Williams and William Williams, Esq^{rs}, to be Justices of the Peace and Quorum for the county of Windham for the year ensuing.

This Assembly do appoint Jonathan Huntington, Jedidiah Elderkin, Samuel Gray, Nathaniel Wales jun^{r}, Jacob Simons, Hez^{h} Manning, William Metcalf, Benajah Bill, Joseph Storrs, John Salter, John Dyer, John Curtiss, Isaac Coit, Elisha Payne, Joseph Strong, Phineas Strong, Ephraim Root, Elijah Whiton, Benjamin Sumner, Jacob Dresser, Thomas Moffat,

William Daniclson, Thomas Williams, John Grosvenor, Robert Dixon, Jeremiah Kinne, Samuel Stewart, Ebenezer Wales, Abner Sessions, Samuel Chandler, Nathaniel Child, Esq^{r}, Justices of the Peace for the county of Windham for the year ensuing.

This Assembly appoints Ebenezer Marsh, Increase Mosely, Daniel Sherman, and Bushnel Bostwick, Esq^{rs}, Justices of the Peace and Quorum in and for the county of Litchfield the year ensuing.

This Assembly appoints John Williams, Timothy Collins, Jacob Woodruff, Isaac Baldwin, David Welch, Daniel Everet, Benjamin Hinman, Gideon Walker, Benjamin Stiles, Thomas Warner, Paul Welch, Samuel Bostwick, Samuel Canfield, John Ransom, Daniel Lee, Nathan Eliott, Cyrus Marsh, Daniel Griswold, James Landon, John Hutchinson, Joshua Porter, John Beebe, Charles Burrill, Elisha Baker, John Beach, Samuel Nash, Ebenezer Norton, Thomas Russell, Heman Swift, Abijah Catlin, Daniel Catlin, Isaac Kellogg, Mathew Gillett, John Cook, Epaphras Sheldon, Michael Humphry, Nehemiah Andruss, Joseph Pierce, Esq^{rs}, Justices of the Peace in and for the county of Litchfield the year ensuing.

This Assembly do appoint Messrs. William Osgood, Bryant Brown, John Smith and Samuel Child jun^{r}, to be Justices of the Peace for the county of Windham for the year ensuing.

This Assembly do appoint Messrs. Constant Southworth, Edward Paul and Simeon Smith to be Surveyors of Land for the county of Windham.

An Act in Addition to a Law of this Colony intituled An Act for the equal Division and Distribution of Insolvent Estates.

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That for the future the commissioners who shall be appointed by the courts of probate in this Colony to examine the claims of the creditors of any deceased person whose estate is represented insolvent shall be persons disinterested and have the following oath administered to them by the judge of the court of probate, or by an assistant or justice of the peace, *viz:*

You swear that you will faithfully and impartially examine the several accounts and claims of the creditors of the estate of the deceased A. B. represented insolvent as shall be presented to you for that purpose, with the evidences relative thereto, and make a true list of what you find justly due to each of said creditors, and present the same to the judge of the court of probate according to law: So help you God.

An Act for reviving an Act made and passed by the General Assembly of this Colony on the twenty-ninth Day of January 1767, intituled An Act relating to Quarters for his Majesty's Regular Forces in this Colony.

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That said act be revived and the same is hereby revived and to be and continue in force until the rising of the General Assembly in October next.

[8] An Act for Prevention of Frauds and Perjuries.

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That no suit in law or equity shall be brought or maintained upon any contract or agreement that shall be made after the first day of December, 1771, whereby to charge any executor or administrator upon any special promise to answer damages out of his own estate, or whereby to charge the defendant upon any special promise to answer for the debt, default or miscarriages of another person, or to charge any person upon any agreement made upon consideration of marriage, or upon any contract or sale of lands, tenements or hereditaments, or any interest in or concerning them, or upon any agreement that is not to be performed within the space of one year from the making thereof, unless the agreement upon which such action shall be brought, or some memorandum or note thereof, shall be made in writing and signed by the party to be charged therewith, or some other person thereunto by him lawfully authorized.

And be it further enacted by the authority aforesaid, That no suit in law or equity shall be brought or maintained upon any contract or agreement that shall hereafter be made and not reduced to writing as aforesaid but within three years next after entering into or making the same, or on any such contract or agreement heretofore made but within three years next after a right of action thereon shall accrue, or if such right of action hath already accrued, such suit shall not be brought but within three years next after the first day of June, 1771.

Provided, That nothing in this act contained shall extend to any action of book-debt.

An Act to prevent the Selling or Transporting raw or untanned Hides or Skins out of this Colony.

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That no person or persons shall directly or indirectly sell or transport or send away out of this Colony, except directly to Great Britain, any raw or untanned hides or skins of any neat cattle, upon pain of forfeiting the sum of twenty shillings,

lawful money, for every such hide or skin so sold, transported or sent away: one half thereof to the complainer who shall prosecute the same to effect, and the other half to the treasury of the county where the offence is committed.

This Assembly do appoint Jabez Huntington, Esq^{r}, Capt. Elisha Williams, Mr. Chandler, Mr. William Hillhouse, Mr. Thomas Belden, Mr. Pierce and Capt. Stiles, a committee to audit the Colony accounts with Mr. John Lawrence, the present Treasurer, to receive of him what paper bills are in the treasury which ought to be burnt, to burn the same and credit the Treasurer act., close and settle accounts with him, and make report to this Assembly in their present sessions.

On the report of Messrs. Samuel Cobb, Esq^{r}, and Jonathan Porter, agents appointed by this Assembly in conjunction with Zebulon West, Esq^{r}, now deceased, to take care of, sell, lease out and dispose of certain mills and lands lying in the townships of Toland and Coventry, belonging to the Governor and Company of this Colony, and also to detect, prosecute and settle with persons that have committed any trespasses on any of said lands, and report to this Assembly, as per act of this Assembly in October last may more fully appear: And the said Samuel Cobb and Jonathan Porter having reported to this Assembly, that in pursuance of their appointment aforesaid they have taken the care required, and have bargained and sold said mills together with thirteen acres of land adjoining to Timothy Andruss of New Haven and Elisha Adams of Coventry for the sum of £200 0 0, lawful money, payable in three years from the 16th of November last, and have taken their obligations payable to the Governor and Company of this Colony at the expiration of said term, with the lawful interest to be paid annually, and have given bond to make a deed of said mills and thirteen acres of land after the rising of this Assembly. And said agents further report, that they have taken care of other lands belonging to the Governor and Company and have leased them out for one year, the rents to be improved for the repairing the fences &c., and that they find other lands trespassed upon by Mr. Hatch since they have become the property of the government, which said Hatch proposes to settle by a reference: Resolved by this Assembly, that the said Cobb and Porter be and they are hereby directed to lodge the said obligations received of the said Andruss and Adams with the Treasurer of this Colony and take duplicate receipts of the Treasurer and lodge one of them with the Secretary. And it is further re-

solved, that they, the said Samuel Cobb and Timothy Porter, be and they are hereby fully authorised and impowered in the name and on the behalf of the Governor and Company of this [9] Colony, to make and execute a good and lawful || deed of the said mills and thirteen acres of land to the said Andruss and Adams, for them to hold the same to themselves and their heirs in fee simple. And the said agents are hereby further impowered to lease out the other lands in said towns till they can have an opportunity to sell the same to best advantage for this Colony. And they are hereby also fully impowered to settle, adjust and finish all matters relating to the trespasses committed on any of said lands, either in the law or by compromise or reference, as they in their discretion shall judge most for the benefit and advantage of this Colony, and make report to this Assembly in May next.

Resolved by this Assembly, That his Honor the Governor be desired to collect all the publick letters and papers which may hereafter in any way affect the interest of this Colony and have the same bound together, that they may be preserved.*

This Assembly grants to Capt. Titus Hurlbut three pounds for his service in taking care of the Battery in New London the year past, and also eighteen shillings for repairs of said battery as per Mr. Monroe's account, and the Treasurer is ordered to pay the same accordingly.

Upon the certificate of the listers of the town of Colchester for the year 1769, certifying to this Assembly that list of said

* Of the papers collected by Governor Trumbull under this resolution, his son David, in 1794, presented to the Massachusetts Historical Society a great number, which are now in the possession of that society, known as the *Trumbull Papers*, and bound in thirty volumes. Another volume, containing papers of an earlier date than 1751, was destroyed by a fire in 1825. Some of these papers have been published in various volumes of the society's *Collections:* the recently printed volume ix of the fourth series consists entirely of so-called *Trumbull Papers.*

Pursuant to a resolve of the General Assembly, May session, 1845, a claim was made to these papers as belonging to the archives of Connecticut. Some of the correspondence on the subject may be seen in vol. ii of the *Proceedings of the Mass. Historical Society.* The demand was not acknowledged by the society, on the ground that, in their opinion, the papers were the private property of Gov. Trumbull, and that his heirs had the right to dispose of them at their pleasure.

Of the volume lately printed, above referred to, pages 213–490 contain Letters of William Samuel Johnson to the Governors of Connecticut during his agency in England, 1766–71. The book from which these were taken is described in the prefatory editorial note to the volume of *Collections*, page x, as being already bound when it came into the society's possession. In our archives, *Finance & Currency*, v. doc. 82 *a*, is Gov. Trumbull's account of contingent expenses rendered in 1774, one item in which is Mr. Green's charge of 5*s*. 6*d*. "for binding Dr. Johnson's Letters."

town sent in to this Assembly in the sessions in October last was over-cast the sum of £722 19*s.* 0*d.* desiring an abatement to that sum, a committee being appointed to enquire into the matter aforesaid have reported that said list was over-cast the sum aforesaid, and that in their opinion said town ought to be abated for said sum on the list for the said year, paying back of the money already drawn for the support of the school for the same &c.: Resolved by this Assembly, that the said town of Colchester be abated the said sum of £722 19 0, on the list for the year 1769, paying back to the Treasurer of this Colony of the money so drawn for support of the school already drawn on the same.

Whereas this Assembly in October last granted the sum of £15 0 0, lawful money, to purchase and procure a passage to Great Britain for one Griffith Meredith and his wife, then residing in the Colony, belonging to London and desirous to return thither, and also granted the further sum of seven pounds to procure such passage to London for one Thomas Symonds, a decrepid old seaman belonging and, as he alledged, desirous to return there, and put both said sums into the hands of William Williams of Lebanon, to be improved and laid out for the purpose aforesaid and render his account thereof to this Assembly when thereunto required, and said Williams having reported to this Assembly that he has procured a passage for said Meredith and wife and actually shipped them to Great Britain, for which they sailed from Norwich in November last, and laid out the whole of said £15 0 0 therefor; that he also procured a passage for said Symonds in the same ship, but he was not to be found when the ship sailed, and that afterwards he, said Williams, procured him another passage from Boston on his request in Jan^{y} last, but that he absconded just as the ship was about to sail and signifyed by a letter that he declined going in cold weather, &c.; that he, said Williams, gave said Symonds on his setting out for Boston five shillings of the Colony's money beside what he gave him of his own, to help support him till he might obtain his passage: Whereupon this Assembly do accept said account and order that said Williams pay and deliver to the Treasurer of this Colony the remaining sum in his hands, deducting thirty-one shillings which is by this Assembly allowed him for his trouble and expence in the premises, taking his receipt therefor and the same lodge with the Secretary, and that he be thereon exonerated and discharged for and from the sums received as aforesaid.

Resolved by this Assembly, That Messrs. William Williams

and Capt. Joseph Trumbull be and they are hereby appointed a committee to collect all such evidences and exhibits as may be found of consequence for the ascertaining the boundary line between the Province of the Massachusets Bay and this Colony, and make report thereof to the General Assembly to be held at New Haven in October next.

Resolved by this Assembly, That John Ledyard and John Lawrence, Esq^rs^, purchase for the use of the Colony of John Chester, Esq^r^, the sum of three hundred and twenty pounds sterling money, which William Samuel Johnson, Esq^r^, Agent for this Colony, hath received in England of the moneys of the said John Chester, and pay him therefor to the amount of one hundred twenty pounds sterling in bills of exchange and the residue in bills of credit of this Colony and allow interest for the same from the time it was received and applied to the Colony's use by said Mr. Johnson.

Resolved by this Assembly, That the Treasurer of this Colony be and he is hereby directed to purchase an iron chest of a suitable size, at the cost and for the use of this Colony, and that the moneys of the Colony in the custody of the Treasurer be kept therein.*

[10] Whereas John Lawrence, Esq^r^, Treasurer of this Colony, hath represented to this Assembly that two executions by him granted as Treasurer aforesaid against the select-men of the town of Colchester for the balances of the Colony taxes due from said town on the rates of the years 1761 and 1762, amounting to the sum of £835 7 4¾ principal, directed to the sheriff of Hartford county, commanding him to levy the sum of said rates, with the interest thereon from the first day of September, 1767, until the same should be paid, of said select-men or either of them, which executions are returned *non est inventus;* also that several executions granted by said Treasurer against the administrators of deceased collectors of Colony rates for arrears of rates due from said collectors, to levy the same of the estate of such deceased collectors in the hands of said administrators, have been returned by said sheriff *non est inventus;* also that sundry collectors committed to goal for the Colony rates by them collected have escaped from goal, and that the balances of said rates are yet due; praying the directions of this Assembly how to proceed for the recovery of said rates &c.: Resolved by this Assembly, that the inhabitants of said town of Colchester be duly cited to appear before the General

* This chest was sold for old iron about twenty-five years ago, and is now in the possession of a gentleman in this city.

Assembly to be held at New Haven on the second Thursday of October next, to shew reason, if any be, why execution should not be issued by the Treasurer of this Colony against them for said sum of £835 7 4¾ with the interest due thereon; also that the executors or administrators of such deceased collectors from whom any sums of money are due to this Colony for rates, against whom execution hath been issued and returned as aforesaid, be duly cited to appear before the General Assembly aforesaid, to shew reasons, if any be, why execution should not be granted by said Treasurer against them to levy the sums remaining due on such rates with the interest thereon in the same manner as by law executions or distress for Colony rates is levied on collectors of such rates; and also, that the select-men of the respective towns to which any collectors who have been committed to goal by virtue of an execution issued against them by said Treasurer for the Colony tax and have from thence escaped did belong shall be duly cited to appear before said Assembly to shew reasons, if any be, why execution should not be issued by said Treasurer against them to levy the sums remaining due on such rates of their own proper goods and estates. And the Treasurer of this Colony is hereby impowered and directed to issue proper citations in each and each and every of the cases aforesaid, directed to some proper officer to serve and return, which officers shall duly serve and return the same accordingly.

This Assembly, having taken under their consideration the extent of their title to the lands granted to the Governor and Company of this Colony, are of opinion that the lands west of Delaware River and in the latitude of that part of this Colony eastward of the Province of New York are well contained within the boundaries and descriptions of the Charter granted by King Charles 2d: And, therefore, tis resolved, that his Honor the Governor, William Sam[l] Johnson, Esq[r], Mr. Secretary Wyllys and Colo. John Chester be and they are hereby appointed a committee to collect all the evidence relating to the present title of this Colony to said lands and the same transmit to our Agents in Great Britain, and that said Agents be directed to lay the same before council learned in the law and procure their opinion thereon, and also that the pretended title of the proprietaries of Pennsylvania to said lands be considered by such council, and their opinion on all the titles and claims of any other claimants of said lands be taken, and how and in what manner this Colony may be affected by asserting a claim thereto; and that

the further consideration of the matters aforesaid be continued to the Assembly in October next, at which time said committee are to make report of their doings in the premises.

Upon the report of John Owen, Esq^{r}, an agent appointed by this Assembly to take care of, sell and dispose of, certain lands lying in Symsbury belonging to this Colony, as per act of this Assembly in October last may more fully appear, that pursuant to said trust he, the said agent, hath taken care of said lands, that no trespasses have been committed upon them, and as said lands are unimproved it will be advisable to sell and dispose of the same &c.: It is therefore resolved by this Assembly, that John Owen, Esq^{r}, be and he is hereby fully authorised and impowered in the name and behalf of the Governor and Company of this Colony, to take care of said lands that no trespasses shall be committed thereon, and to prosecute any person or persons who shall or may commit any trespass upon said lands, and also to sell and dispose of said lands either in whole or in part, and in the name and on behalf of said Governor and Company to make and execute good and lawful deed or deeds of said land or lands to any such person or persons who shall purchase the same, and to take good and sufficient security for the payment of such sum or sums said lands may be sold for and lodge the same with the Treasurer of this Colony and take duplicate receipts therefor and lodge one of them with the Secretary, and make report to this Assembly in May next.

[11] This Assembly do appoint Ebenezer Williams, Esq^{r}, to be Colonel of the eleventh regiment of militia in this Colony, in the room of Colo. John Dyer, who hath resigned.

This Assembly do appoint Jabez Fitch, Esq^{r}, to be Lieutenant Colonel of the eleventh regiment of militia in this Colony, in the room of Lt. Colonel Ebenezer Williams preferred by this Assembly to be colonel of said regiment.

This Assembly do appoint Major Edward Allen to be Colonel of the second regiment of militia in this Colony, in the room of the late Colo. Newton, deceased.*

This Assembly do appoint Capt. Leverett Hubbard to be Lieutenant Colonel of the second regiment of militia in this Colony, in the room of Lt. Colonel John Hubbard, resigned.

This Assembly do appoint Capt. William Gould to be Major of the second regiment of militia in this Colony.

This Assembly do establish John Green to be Captain of

* Col. Newton died at Milford, Jan. 15th, 1771, in his 87th year.

the twelfth company or trainband in the eleventh regiment in this Colony.

This Assembly do establish Obadiah Clough to be Lieutenant of the twelfth company or trainband in the 11th regiment in this Colony.

This Assembly do establish Timothy Monger to be Ensign of the 14th company or trainband in the seventh regiment in this Colony.

This Assembly do establish Jabez Wooster to be Lieutenant of the third company or trainband in the town of Woodbury.

This Assembly do establish David Leavensworth to be Ensign of the third company or trainband in the town of Woodbury.

This Assembly do establish Isaac Bidwell to be Lieutenant of the first company or trainband in the 15th regiment in this Colony.

This Assembly do establish James Cowls to be Ensign of the first company or trainband in the 15th regiment in this Colony.

This Assembly do establish Joseph Woodward to be Lieutenant of the ninth company or trainband in the 11th regiment in this Colony.

This Assembly do establish Benjamin Bacon to be Ensign of the ninth company or trainband in the 11th regiment in this Colony.

This Assembly do establish Ephraim Manning to be Captain of the 15th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Amos Pain to be Lieutenant of the 15th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Daniel Benedict to be Captain of the company or trainband in the society of Canaan in the ninth regiment in this Colony.

This Assembly do establish John Carter to be Lieutenant of the company or trainband in the society of Canaan in the 9th regiment in this Colony.

This Assembly do establish Wyat Seeley to be Ensign of the company or trainband in the society of Canaan in the 9th regiment in this Colony.

This Assembly do establish Caleb Hall to be Captain of the second company or trainband in the town of Wallingford.

This Assembly do establish Isaac Cook to be Lieutenant of the second company or trainband in the town of Wallingford.

This Assembly do establish Hawkins Hart to be Ensign of the second company or trainband in the town of Wallingford.

This Assembly do establish Abel Botsford to be Ensign of the second company or trainband in the town of New Town.

[12] This Assembly do establish Joel Hatheway to be Captain of the first company or trainband in the town of Suffield.

This Assembly do establish Shem Burbanks to be Lieutenant of the first company or trainband in the town of Suffield.

This Assembly do establish Moses Roe to be Ensign of the first company or trainband in the town of Suffield.

This Assembly do establish Thadeus Benedict to be Captain of the first company or trainband in the town of Suffield [Danbury].

This Assembly do establish Ely Mygatt to be Lieutenant of the first company or trainband in the town of Danbury.

This Assembly do establish Joseph Hamilton to be Ensign of the first company or trainband in the town of Danbury.

This Assembly do establish John Hull to be Lieutenant of the company or trainband in the parish of Greenfield in the fourth regiment in this Colony.

This Assembly do establish Ebenezer Burr to be Ensign of the company or trainband in the parish of Greenfield in the fourth regiment in this Colony.

This Assembly do establish Elisha Edgerton jun^{r} to be Captain of the second company or trainband in the town of Norwich.

This Assembly do establish Samuel Wheat to be Lieutenant of the second company or trainband in the town of Norwich.

This Assembly do establish Joseph Elliss to be Ensign of the second company or trainband in the town of Norwich.

This Assembly do establish Jonah Gillett jun^{r} to be Captain of the company or trainband in the society of Wintonbury in the first regiment in this Colony.

This Assembly do establish Samuel Pierce to be Ensign of the company or trainband in the society of Wintonbury in the first regiment in this Colony.

This Assembly do establish Benjamin Baldwin to be Lieutenant of the 14th company or trainband in the second regiment in this Colony.

This Assembly do establish Dan Linsley to be Ensign of the 14th company or trainband in the second regiment in this Colony.

This Assembly do establish Timothy Ball to be Captain of the 16th company or trainband in the second regiment in this Colony.

This Assembly do establish Israel Thomas to be Lieutenant of the 16th company or trainband in the second regiment in this Colony.

This Assembly do establish Jesse Bradley to be Ensign of the 16th company or trainband in the second regiment in this Colony.

This Assembly do establish John Chamberlin to be Captain of the first troop of horse in the 12th regiment in this Colony.

This Assembly do establish James Green to be Lieutenant of the first troop of horse in the 12th regiment in this Colony.

This Assembly do establish Elijah Metcalf to be Quarter-Master of the first troop of horse in the 12th regiment in this Colony.

This Assembly do establish Joseph Mackall to be Cornet of the second troop of horse in the 12th regiment in this Colony.

This Assembly do establish Elijah Hide jun^{r} to be Quarter-Master of the second troop of horse in the 12th regiment in this Colony.

This Assembly do establish Peter Lyon to be Lieutenant of the east company or trainband in the town of Redding.

This Assembly do establish Thomas Fairchild to be Ensign of the east company or trainband in the town of Redding.

[13] This Assembly do establish Dan Marvin to be Lieutenant of the first company or trainband in the town of Lyme.

This Assembly do establish James Marvin to be Ensign of the first company or trainband in the town of Lyme.

This Assembly do establish Seth Seymour to be Captain of the second company or trainband in the town of Norwalk.

This Assembly do establish Asa Hoit to be Lieutenant of the second company or trainband in the town of Norwalk.

This Assembly do establish Samuel Keeler to be Ensign of the second company or trainband in the town of Norwalk.

This Assembly do establish Timothy Clark to be Captain of the 9th company or trainband in the 15th regiment in this Colony.

This Assembly do establish Elihu Morse to be Lieutenant of the ninth company or trainband in the 15th regiment in this Colony.

This Assembly do establish Job Lewis to be Ensign of the 9th company or trainband in the 15th regiment in this Colony.

This Assembly do establish John Caverly to be Captain of the seventh company or trainband in the 12th regiment in this Colony.

This Assembly do establish Israel Newton to be Lieutenant

of the seventh company or trainband in the 12th regiment in this Colony.

This Assembly do establish Elijah Worthington to be Ensign of the seventh company or trainband in the 12th regiment in this Colony.

This Assembly do establish Lemuel Stoughton to be Captain of the second company or trainband in the town of East Windsor.

This Assembly do establish Solomon Elsworth to be Ensign of the second company or trainband in the town of East Windsor.

This Assembly do establish Lemuel Morehouse to be Captain of the 2d or north company or trainband in the town of Ridgfield.

This Assembly do establish John Abbott to be Lieutenant of the 2d or north company or trainband in the town of Ridgfield.

This Assembly do establish Samuel Keeler junr to be Ensign of the 2d or north company or trainband in the town of Ridgfield.

This Assembly do establish Samuel Beebe 3d to be Lieutenant of the sixth company or trainband in the town of New London.

This Assembly do establish William Crocker junr to be Ensign of the sixth company or trainband in the town of New London.

This Assembly do establish Thomas Brown to be Captain of the ninth company or trainband in the 5th regiment in this Colony.

This Assembly do establish Joseph Talcott to be Ensign of the ninth company or trainband in the 5th regiment in this Colony.

This Assembly do establish Joseph Pierce to be Captain of the company or trainband in the society of South Britain in the 13th regiment in this Colony.

This Assembly do establish Eleazer Mitchell to be Lieutenant of the company or trainband in the society of South Britain in the 13th regiment in this Colony.

This Assembly do establish Elijah Hinman to be Ensign of the company or trainband in the society of South Britain in the 13th regiment in this Colony.

[14] This Assembly do establish Jonathan Chandler to be Lieutenant of the company or trainband in the town of Cornwall.

This Assembly do establish Timothy Standly to be

Captain of the east company or trainband in the town of Goshen.

This Assembly do establish Medad Hills to be Lieutenant of the east company or trainband in the town of Goshen.

This Assembly do establish Mathew Smith to be Ensign of the east company or trainband in the town of Goshen.

This Assembly do establish John Belden to be Captain of the first company or trainband in the 6th regiment in this Colony.

This Assembly do establish John Chester junr to be Lieutenant of the first company or trainband in the 6th regiment in this Colony.

This Assembly do establish Elijah Wright to be Ensign of the first company or trainband in the 6th regiment in this Colony.

This Assembly do establish Zalmon Read to be Captain of the west company or trainband in the town of Redding.

This Assembly do establish John Daviss to be Lieutenant of the west company or trainband in the town of Redding.

This Assembly do establish Daniel Sanford to be Ensign of the west company or trainband in the town of Redding.

This Assembly do establish Joshua Pierce junr to be Ensign of the company or trainband in the town of Cornwall.

This Assembly do establish Truman Hinman to be Lieutenant of the south company or trainband in Southbury in the 13th regiment in this Colony.

This Assembly do establish Amos Hicox to be Ensign of the south company or trainband in Southbury in the 13th regiment in this Colony.

This Assembly do establish Jeremiah Hubbard to be Ensign of the 6th company or trainband in the sixth regiment in this Colony.

This Assembly do establish Agur Judson to be Captain of the company or trainband in the society of Ripton in the 4th regiment in this Colony.

This Assembly do establish David Beard to be Lieutenant of the company or trainband in the society of Ripton in the 4th regiment in this Colony.

This Assembly do establish Beach Tomlinson to be Ensign of the company or trainband in the society of Ripton in the 4th regiment in this Colony.

This Assembly do establish William Ward to be Cap-

tain of the 14th company or trainband in the sixth regiment in this Colony.

This Assembly do establish Isaac Miller to be Lieutenant of the 14th company or trainband in the 6th regiment in this Colony.

This Assembly do establish Daniel Wetmore to be Ensign of the 14th company or trainband in the 6th regiment in this Colony.

This Assembly do establish John Morgan to be Captain of the 4th company or trainband in the town of Groton.

This Assembly do establish Nehemiah Smith to be Lieutenant of the 4th company or trainband in the town of Groton.

This Assembly do establish William Williams junr to be Ensign of the 4th company or trainband in the town of Groton.

[15] This Assembly do establish Nathaniel Webb junr to be Ensign of the second company or trainband in the town of Stamford.

This Assembly do establish Daniel Hand to be Lieutenant of the sixth company or trainband in the 7th regiment in this Colony.

This Assembly do establish Gilbert Dudley to be Ensign of the sixth company or trainband in the 7th regiment in this Colony.

This Assembly do establish Benjamin Wooster to be Ensign of the middle company or trainband in the town of Litchfield.

This Assembly do establish Samuel Hitchcock to be Captain of the 1st company or trainband in the town of Sharon.

This Assembly do establish Jacob Bogardus to be Lieutenant of the first company or trainband in the town of Sharon.

This Assembly do establish Timothy Carrier junr to be Ensign of the first company or trainband in the town of Sharon.

This Assembly do establish David Downs to be Lieutenant of the 3d company or trainband in the town of Sharon.

This Assembly do establish William Warner to be Ensign of the first company or trainband in the 5th regiment in this Colony.

This Assembly do establish Worthy Waters to be Captain of the 13th company or trainband in the 12th regiment in this Colony.

This Assembly do establish David Miller to be Lieutenant

of the 13th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Elijah Bewell to be Ensign of the 13th company or trainband in the 12th regiment in this Colony.

This Assembly do establish William Worthington to be Captain of the 10th company or trainband in the 7th regiment in this Colony.

This Assembly do establish Jedediah Chapman to be Lieutenant of the 10th company or trainband in the 7th regiment in this Colony.

This Assembly do establish Roswell Post to be Ensign of the 10th company or trainband in the 7th regiment in this Colony.

This Assembly do establish John Swan jun^{r} to be Captain of the second company or trainband in the town of Stonington.

This Assembly do establish Sanford Billings to be Lieutenant of the 2d company or trainband in the town of Stonington.

This Assembly do establish Richard Hewitt to be Ensign of the 2d company or trainband in the town of Stonington.

This Assembly do establish John Couch to be Captain of the company or trainband in the parish of Meriden in the town of Wallingford.

This Assembly do establish Bezaleel Ives to be Lieutenant of the company or trainband in the parish of Meriden in the town of Wallingford.

This Assembly do establish John Hough to be Ensign of the company or trainband in the parish of Meriden in the town of Wallingford.

This Assembly do establish Thomas Holmes to be Lieutenant of the sixth company or trainband in the town of Stonington.

This Assembly do establish Elias Sanford Palmer to be Ensign of the 6th company or trainband in the town of Stonington.

[16] This Assembly do establish Mathew Smith to be Captain of the second company or trainband in the 12th regiment in this Colony.

This Assembly do establish Joseph Gates to be Lieutenant of the second company or trainband in the 12th regiment in this Colony.

This Assembly do establish Bezaleel Gates to be Ensign

of the second company or trainband in the 12th regiment in this Colony.

This Assembly do establish Moses Forbs to be Ensign of the 5th company or trainband in the town of Hartford in the 1st regiment in this Colony.

This Assembly do establish Joseph Thomson to be Captain of the first company or trainband in the second regiment in this Colony.

This Assembly do establish Robert Brown to be Lieutenant of the first company or trainband in the second regiment in this Colony.

This Assembly do establish Samuel Wilmot to be Ensign of the first company or trainband in the second regiment in this Colony.

This Assembly do establish Hezekiah Sturges to be Captain of the second company or trainband in the town of Fairfield.

This Assembly do establish John Whitear to be Lieutenant of the second company or trainband in the town of Fairfield.

This Assembly do establish David Dimon to be Ensign of the second company or trainband in the town of Fairfield.

This Assembly do establish Nathaniel Clark to be Cornet of the first troop of horse in the 12th regiment in this Colony.

This Assembly do establish Stephen Johns to be Captain of the company or trainband in the society of North Bolton in the first regiment in this Colony.

This Assembly do establish Hezekiah King to be Lieutenant of the company or trainband in the society of North Bolton in the first regiment in this Colony.

This Assembly do establish Seth King to be Ensign of the company or trainband in the society of North Bolton in the first regiment in this Colony.

This Assembly do establish Joseph Starr to be Lieutenant of the third company or trainband in the town of Danbury.

This Assembly do establish Ebenezer Jones to be Captain of the first company or trainband in the town of Ridgfield.

This Assembly do establish Daniel Olmsted to be Lieutenant of the first company or trainband in the town of Ridgfield.

This Assembly do establish David Hayt to be Ensign of the first company or trainband in the town of Ridgfield.

This Assembly do establish David Hoit jun^{r} to be Ensign of the second company or trainband in the town of Danbury.

This Assembly do establish Joseph Seward to be Captain of the company or trainband in the town of Norfolk.

This Assembly do establish Giles Pettibone to be Lieutenant of the company or trainband in the town of Norfolk.

This Assembly do establish Samuel Mills to be Ensign of the company or trainband in the town of Norfolk.

[17] This Assembly do establish Thomas Way junr to be Lieutenant of the first company or trainband in the east society in the town of Lyme.

This Assembly do establish Hezekiah Gridley junr to be Lieutenant of the 14th company or trainband in the 15th regiment in this Colony.

This Assembly do establish Josiah Ives to be Ensign of the fourteenth company or trainband in the 15th regiment in this Colony.

This Assembly do establish Samuel Street to be Captain of the troop of horse in the 10th regiment in this Colony.

This Assembly do establish Stephen Cook to be Lieutenant of the troop of horse in the 10th regiment in this Colony.

This Assembly do establish Job Camp to be Cornet of the troop of horse in the 10th regiment in this Colony.

This Assembly do establish Isaac Hall to be Quarter-Master of the troop of horse in the 10th regiment in this Colony.

This Assembly do establish Joseph Harris junr to be Captain of the first company or trainband in the town of New London.

This Assembly do establish John Hemsted junr to be Lieutenant of the first company or trainband in the town of New London.

This Assembly do establish Joseph Holt to be Ensign of the first company or trainband in the town of New London.

This Assembly do establish Simon Shepard to be Captain of the troop of horse in the 11th regiment in this Colony.

This Assembly do establish Asa Bacon to be Lieutenant of the troop of horse in the 11th regiment in this Colony.

This Assembly do establish Samuel Hall to be Cornet of the troop of horse in the 11th regiment in this Colony.

This Assembly do establish Jesse Spalding to be Quarter-Master of the troop of horse in the 11th regiment in this Colony.

This Assembly do establish Stephen Smith to be Captain of the 14th company or trainband in the 7th regiment in this Colony.

This Assembly do establish Nathaniel Burr to be Lieutenant of the 14th company or trainband in the 7th regiment in this Colony.

This Assembly do establish Ebenezer Thomas to be Ensign of the 14th company or trainband in the 7th regiment in this Colony.

This Assembly do appoint Mr. John Norton junr, of Chatham, to be Surveyor of Land in the county of Hartford.

This Assembly appoints Epaphras Sheldon, Esqr, to be Surveyor of Lands in and for the county of Litchfield.

Whereas the General Assembly holden at New Haven second Thursday of October, 1770, upon the petition of David Tarbox and Solomon Tarbox of Hebron, against Joshua Chapel of Lebanon, praying said Assembly to take the circumstances of a certain pond lying partly in Hebron and partly in Lebanon aforesaid into consideration and appoint a committee &c.; whereupon said Assembly did appoint [18] Nathl Wales junr and || Hezekiah Manning, Esqrs, and Capt. Mathew Perkins a committee to enquire &c. and report according to law, which committee having made report to this Assembly, that they have inquired into the whole matters set forth in said petition and heard all parties concerned therein fully, in which report the facts are fully stated with their opinion thereon, as appears of said petition and report of said committee on file: Thereupon it is resolved by this Assembly, that said David and Solomon, their heirs and assigns, have liberty and liberty is hereby granted them, to raise and flow said pond again to its natural level and no higher, upon condition that they shall erect, build and maintain a grist-mill or mills on the stream of water issuing from said pond, and also on condition that they pay and satisfy to said Joshua, his heirs &c., the sum of £16 0 0, lawful money, at or before the first day of May next.

Upon the petition of David Chrissee, of Waterbury in the county of New Haven, representing to this Assembly that in the year 1757, your petitioner purchased of one Jonathan Wright, of Wallingford in the county of New Haven, a tract of land for the consideration of £102 10 0, lawful money, towards which he made payments at various periods, and that some time in January, 1762, your petitioner having procured a considerable sum of money in Connecticut lawful bills tendered the same to said Wright in payment, which he refused to accept unless said Chrissee would admit him, said Wright, to cast and compute the interest of the debt against said Chrissee incurred as aforesaid at the rate of ten *per cent.* for interest *per annum;* and that said Chrissee not having the hard money complyed with the demand of said Wright, and accordingly the interest of said debt was computed at that rate, and thereupon after the deduction of the payments made to that time there remained due to said Wright according to such computation the sum of about £20 0 0, lawful

money, wherefor the said Chrissee then gave his note to said Wright on interest, when in fact and truth at the time of giving said note the said Chrissee owed the said Wright the sum of £6 10 1½, and no more, computing the interest at 6 *per cent. per annum;* and that afterwards, *viz.* at New Haven county court April term, 1765, judgment was recovered against the said Chrissee for the whole sum of said note and about £30 0 0 costs of suit, although said Chrissee proved said note included unlawful interest, for that it was made out to the satisfaction of the court and jury that said Wright was an idiot and did not know the difference of different rates of interest, and that the said Chrissee in March, 1770, had prepared his petition to be preferred to this Hon^ble^ Assembly at their sessions in May, 1770, and did procure it to be served on said Wright, praying relief against the said judgment; and that before said sessions the said Chrissee finding out that Capt. Asahel Hall was appointed by the select-men of Wallingford overseer of said Wright he applied to said Hall to attempt a settlement of said affair, and that said Hall being newly appointed to said trust and not acquainted with the affairs of said Wright did not at that time incline to enter into a submission or settlement but did then and there fully consent and agree that said Chrissee should not return his petition to said sessions of the Assembly in May, 1770, and that he, said Hall, would let the matter of said judgment in said Wright's favour rest until August then next, when he would inform said Chrissee whether he would leave said affair to arbitrament or not; and upon that agreement said Chrissee relying on a punctual performance thereof did neglect to return his said petition. And further, that in April, 1765, Capt. George Nichols, to whom the said note had been sold long before judgment on the same, procured an execution on said judgment in favour of said Wright, and therewith applied to said Hall and requested of him a power of attorney to prosecute the same, and said Nichols having procured a power of attorney on said execution from said Wright and Hall immediately delivered the same to an officer under particular attachments to said Nichols, who accordingly levied the same on land belonging to said Chrissee and in a manner extremely injurious as well as contrary to the express agreement of said Hall with said Chrissee. Jabez Hamlin, Esq^r^, John Chester, Esq^r^, and Mr. Richard Alsop were appointed a committee to examine into the facts of said petition and their report thereof to make to this Assembly with their opinion, who accordingly

have heard the parties fully with their pleas and allegations, and do report that in said note was included unlawful interest, that the levy of said execution was against the express agreement of Hall and Chrissee, and done in a very injurious manner so as to leave a narrow border of land to said Chrissee mainly round the land so taken to satisfy said execution and ought not to bind the parties or either of them, and that upon the payment of the sum of £25 6 8, lawful [19] money or bills, to the said || Wright by the said Chrissee in such limited time as this Assembly shall think proper, which sum they are of opinion is the full of what was equitably due to the said Wright at the time of giving the £20 0 0 note and the cost included, that then said execution and the doings thereon be made null and void and the said Chrissee be restored to his land again: Whereupon it is resolved by this Assembly, that upon the payment of said sum of £25 6 8, lawful money, by the said Chrissee to said Wright in the space of six months from the 31st day of instant May, that then the said execution and the doings thereon be made null and void, and no further or other execution ever issue on said judgment had and rendered on said note given by said Chrissee to said Wright. *Cost allowed Chrisse the pet*r vs. *Wright and Nichols as on file is* £16 3 4 *L. M. Ex. granted accordingly June 15th*, 1771.

Upon the petition of John Braddick of New London, preferred to this Assembly at their session in October, 1768, and by continuances comes to this session, against Joseph Chew of said New London, and Martha Green, Rufus Green and Benjamin Green, of Boston in the county of Suffolk and Province of the Massachusets Bay, shewing that in Febr, 1764, the said Joseph Chew became surety of the petitioner to sundry persons in New York, and that he then gave said Chew his note or bond as a security for his indemnification, that afterwards said Chew procured the petitioner to make to him a mortgage deed of his dwelling house, wharf, warehouses &c., as a further security for his indemnification, and also to secure what should be due to him on an after settlement of accounts, which deed of mortgage was made defeasible on payment of £200 0 0, and interest; further shewing that said Chew had assigned said mortgage to said Martha, Rufus and Benjamin Green, and that said Chew and Braddick had referred their accounts to arbitrament and that he had given his note to said Chew of £108 0*s*. 0*d*. upon the award of said arbitrators; complaining that said arbitrators had awarded a greater sum than was in justice due, and that

he had procured further evidence &c.; praying for relief &c. as per petition on file: Upon which petition the General Assembly at their session in October last appointed William Hilhouse, Esq^{r}, Joseph Hurlbut and Nathaniel Backus jun^{r} a committee to enquire and report &c., and said committee have reported that in the month of Febr^{y}, 1764, being indebted to persons in New York in the sum of £244 3 5, New York currency, and that Joseph Chew then gave his notes of hand jointly with the petitioner for said sum, and in order to secure him the petitioner then gave his note to said Chew for £244 3 5, New York currency, payable the first of March then next and on interest; that on the 16th of July, 1764, the petitioner gave a deed of mortgage to said Chew of his house, wharf and lands mentioned in the petition, defeasible on the payment of £200 0 0, L. money, by the 16th of Jan^{y}, 1765, with interest thereon, which deed was given only as a further security to indemnify said Chew against said York debts and to secure such sums as should be due on an after settlement &c.; that on the 4th of April, 1765, said Chew assigned over said mortgage to Martha, Benjamin and Rufus Green for a valuable consideration in said assignment mentioned, to pay and secure part of a large debt owing from said Chew to said Greens before the date of said mortgage deed; that upon a settlement of the accounts and dealings of the petitioner and said Chew by arbitrament the petitioner gave said Chew a note for £108 4 7¾, lawful money, as mentioned in the petition; that since said arbitrament the petitioner has procured sundry minutes and accounts relating to said accounts and dealings which were not under the consideration of said arbitrators, and upon the whole of the dealings between said Chew and the petitioner, including a part of said York debts, there is justly due from the petitioner the sum of £42 12 5½, lawful money, and that the petitioner pay said Martha, Rufus and Benjamin Green the sum of £42 12 5½ and the interest thereof from the 26th of April, 1771, and upon the payment thereof said Greens assign all their interest in said lands mortgaged &c. to the petitioner, and that the petitioner ought to procure said Chew to be discharged from all said York debts and thereupon said note of £244 3 5, New York money, and said note of £108 4 7¾ be made null and void &c., as per report on file, which report is hereby accepted and approved: And thereupon it is resolved, that upon the petitioner paying to said Martha, Rufus and Benjamin Green the sum of £42 12 5½ lawful money, and the interest thereof from the 26th of April, 1771, said Martha,

Rufus and Benjamin Green shall release to the petitioner all their right, title and interest in the dwelling house, wharf &c. mentioned in said mortgage deed which they derived by force of the assignment of said mortgage, and upon their refusal to release as aforesaid that they shall forfeit and pay to said Braddick the sum of £800 0 0, L. money. And it is further resolved, that the petitioner deliver to said Chew a release from said York debts, which is now in his hands, and [20] procure him to be discharged from the said || debts due to Isaac Latouch, and thereupon said note of £244 3 5, New York money, and said note of £108 4 7¾, lawful money, be null and void and no recovery shall be had thereon.

Upon the petition of Jedediah Chapel of New London, preferred to this Assembly at their session in May, 1770, (and by continuances comes to this session,) against James Otis and Jane Otis his wife, Joseph Rogers, Simeon Rogers, Ransford Rogers, and Charity Rogers, all of said New London, that on the 26th day of January, 1761, Joseph Rogers, then of New London since deceased, agreed to mortgage to Christopher Raymond of said New London about forty-six acres of land lying in said New London bounded and described as follows, *viz.* beginning at the crotch of the road near the dwelling house of William Chapel of said New London, from thence the line runs north thirty-five degrees west ninety-one rods by the road or highway, then easterly 122 rods to the northeast corner of said land, then south four degrees east ninety rods to a stake and stones near a white-wood tree, then west nine degrees north eighty rods to the bound first mentioned; that afterward on the second day of July the petitioner was induced to pay said mortgage monies to said Raiment and take a deed of him of said mortgaged premises, and that by a meer mistake, contrary to the intention of all parties, the deed executed by said Rogers deceased to said Raiment and by said Raiment to your petitioners did not include any of said land described, and that the heirs of said Rogers deceased, *viz.* the petitionees, had recovered part of said lands from the petitioner and his son Jedediah Chapel junr with damages and cost &c.; praying for relief &c., as per petition on file; upon which petition the General Assembly at their sessions in October last appointed Messrs. Benjamin Huntington, William Manwaring and Robert Geer a committee to enquire into the matters in said petition contained and make report to this Assembly; and said committee having made report to this Assembly that by a meer mistake, contrary to the designs and intentions of all parties,

the two deeds aforementioned did not cover or include any part of said land aforedescribed and meant to be conveyed, and that the judgment in said action of disseizin recovered by the present petitioners against the petitioner and his said son Jedediah before the adjourned superior court held at New London, third Tuesday of January, 1770, for the surrender of part of said land described with five shillings damage and cost of suit, and all right of action, recovery or demand thereon ought to be annulled and vacated, and that the petitioner be restored to his cost expended in said action of disseizin, being the sum of £10 6 1, and that the petitioner, his heirs and assigns ought to have and hold said lands meant to be conveyed in manner aforesaid as though the same had been included in both said deeds aforementioned redeemable upon the petitioners, their heirs &c., paying to the petitioner, his heirs or assigns the sum of £41 1 4, which is found to be justly due to the petitioner &c., as per report on file appears, which report of said committee is hereby approved and accepted: And thereupon it is resolved by this Assembly, that the said Jedediah Chapel, the petitioner, his heirs and assigns, shall and may have, hold and enjoy the abovementioned parcel of land bounded and described as herein before described, as fully as though the same had been fully included and described in the two deeds beforementioned, against the petitioners and heirs of the said Joseph Rogers deceased, or any person or persons claiming under them. Provided nevertheless, that if the petitioners or either of them shall pay unto the petitioner, his heirs or assigns the sum of £41 1 4, lawful money, within two years from the rising of this Assembly, that then the right, title and interest of the petitioner, his heirs and assigns, shall thereupon cease and determine. And it is further resolved by this Assembly, that the aforementioned judgment had and rendered in favour of the petitioners against the petitioner and his son before the adjourned superior court held at New London, and all right of action, recovery or demand therein be vacated, and the same is hereby annulled, vacated and made void.

Upon the petition of William Roberts of Cumberland county, against Samuel Smith late of Sharon &c., brought to this Assembly in October, 1769, and a committee thereon [21] appointed in October last to enquire at large into the ‖ matters alledged in said petition and make report thereof together with their opinion thereon, which committee have made their report to this Assembly of the said matters, that they find upon enquiry and are of opinion that the judgment

rendered by the county court on a note of the said Smith against the said Roberts, as mentioned in said petition, and all the doings consequent thereon ought to remain good and valid; which said report is accepted and approved of by this Assembly: Whereupon it is resolved by this Assembly, that the bill and petition of the petitioner be dismist.

Upon the petition of Richard Smith, of Boston in the Province of the Massachusets Bay, preferred to the General Assembly held at Hartford on the second Thursday of May, 1770, against Charles Caldwell and George Caldwell &c, shewing that the petitioner having entered into partnership with the petitionees and in the course of about two years then last past had expended large sums of money in and about a certain furnace at Salisbury and iron-works at Symsbury, for securing which the petitioner had taken a conveyance of said works and premises to himself under certain agreements contained and comprized in a certain bond in the petition mentioned &c., which works and premises are contained in six deeds, one from said Charles and George Caldwell to the petitioner dated the 7th day of December, 1768, one from said Charles and George to the petitioner dated the 15th day of December, 1768, one from the said Charles and George to the petitioner dated the 16th day of December, 1768, one from said George Caldwell to the petitioner dated the 6th day of December, 1768, and one from said George to the petitioner dated the 15th day of December, 1768, and also a deed of quit-claim from Ezekiel Williams, Esq^{r}, to the petitioner &c.; further shewing that by said agreements the petitioner ought to have certain company debts of the parties assigned over to him, &c.; praying to have all said accounts adjusted and the petitioner's title to said premises confirmed &c., as by the petition on file; upon which petition Eliphalet Dyer, John Chester, Esq^{rs}, and Mr. Richard Alsop were appointed a committee with power to examine into all the matters and things set forth in said petition, to liquidate and adjust the accounts and dealings of the parties and make report &c.; which petition and the power of said committee being continued to the Assembly in October last said committe report, that they having caused the parties to be duly notified met at the house of Capt. Hugh Ledlie in Hartford on the 10th of June, 1770, when and where the parties appeared and exhibited their accounts, proofs &c., and were heard from day to day unto the 22d of said June, and since have carefully reviewed said cause and reconsidered the matters contained in their commission and fully liquidated and adjusted the several deal-

ings and accounts of the parties, do find, in the first place, the several agreements, contracts, cases, covenants and conveyances as declared upon in said petition to have been made, entered into and duly executed between the parties at the several times set forth in said petition; also that the petitioner and petitionees on the 16th of December, 1768, dissolved their copartnership &c., and that the petitionees on said 16th of December also dissolved their copartnership &c., and that the said Charles made over and assigned to the said George all his interest and right in the company accounts and debts due to them, and the said George undertook to pay and discharge all their company debts &c., and that the petitioner and said George on the 20th of December, 1768, entered into a copartnership in trade and in the business of manufacturing pig and bar iron at Salisbury and Symsbury, which continued until the 14th of February following, as set forth in said petition, and said Charles being notified declared he had no demands, matter or controversy with said Smith &c., to lay before them; further find that said George hath altogether failed to fulfil his covenant, contract and agreement made and entered into with said Smith, in the particulars set forth in said petition, and did not reduce the sum agreed to be due to said Smith to the sum of two thousand pounds in manner nor by the time agreed, whereby the lease and bond mentioned in said petition became void, and that said Smith be compleatly and absolutely vested in all the interest and estate made over and conveyed by the said Charles and George. And having fully considered and adjusted the furnace and forge accounts, and after allowing said George out of the avails and produce thereof to the amount of his disbursements, having computed [22] and adjusted the neat profits, and upon the ‖ whole find the true state of their accounts reduced to the plainest method stated in the annexed account No. 1; further stating a list of the balances due and the names of the persons from whom to said company of said Smith and George Caldwell contained in said company books of Smith and said George, which the said George represented to be due and free from any incumbrance and consented the same should be assigned and made over to said Smith, who accepted said accounts in part payment of the sum said Caldwell was indebted to said Smith, and are contained in No. 2 in the annexed account consisting of ten pages, and in No. 3, consisting of ten pages, and in No. 4, consisting of two pages, amounting in the whole to the sum of £1723 17 11¼, from which deducting an allow-

ance of 10 *per cent.* for collecting said debts as per agreement, being £162 16 0, the remainder, being the sum of £1561 1 11¼, carried to said George's credit as in No. 1, leaves a balance due to the petitioner from said George Caldwell of the sum of £832 15 3¼, which they find for said Smith. Also in said annexed account No. 5 stated a list of debts discharged by said George and sundry accounts allowed for demands against said company with bad debts included with the names of the people contained in two pages to the amount of £244 12 11¼. Also in No. 6 of said annexed account stated a list of accounts allowed by the agreement of said Smith and George to answer demands against said company as it was supposed the balances due from the persons contained in said list would be paid by their bringing in accounts against said company equal to the sum therein contained, amounting to £163 19 10, contained in two pages, and in No. 6, No. 7 and No. 8 stated a memorandum of accounts in said Smith and Caldwells books by George Caldwell discharged and taken on his own account by agreement of said Smith and said George, contained in three pages, amounting to £741 5 10, as per report on file, which report being accepted by this Assembly: It is thereupon resolved by this Assembly, that the petitioner be confirmed and quieted in the title to all the lands and premises mentioned and described in the several deeds and conveyances from the said Charles and George Caldwell and from the said George Caldwell to the petitioner abovesaid contained and referred to in said petition as a good indefeasible estate in law and equity against the said Charles and George, their heirs and assigns forever. And the said Charles and George, their heirs &c., are hereby foreclosed and debarred of any equity of redemption to said lands and premises. Also resolved, that the several notes, accounts and balances contained in said report as stated in No. 2, consisting of ten pages, and in No. 3, consisting of ten pages, and in No. 4, consisting of two pages, amounting to the sum of £1723 17 11¼, in the whole, agreed by said George should be assigned to said Smith and by him accepted in part payment of the sum due to him as aforesaid shall be payable by the persons therein named to said Smith or by his order or attorney, and the said George is hereby disabled from discharging any of said accounts and debts or any suit brought for the recovery thereof in the name of said Smith and George that shall be available in the law, and the said Smith to save said George harmless from all cost he may be liable to in the law on that account. Also resolved, that

the notes and accounts in No. 5 and No. 6 in said report (except those already received and discharged by said George) that by said committee are considered as bad debts, and those which it were supposed by said Richard and George would be paid by the persons against whom said balances appear to be by accounts they have against said company, and also those accounts left to answer the demands against said company, that said Richard shall as soon as may be settle all said accounts and collect all that shall be found due to said company that are collectable and pay thereout the demands due and owing from said company and the surplus, if any be, to credit and discharge said George so much on the balance of £832 15 3¼ aforesaid due to said Smith. Also resolved, that the notes, accounts, balances &c. contained in partly in No. 6, No. 7 and No. 8 in said report agreed by said Smith and George that said George should take &c. amounting to £741 5 10, shall be payable to the said George only, his order &c., and that it shall not be in the power of said Smith to discharge any of said notes, accounts &c., or any suit brought for the recovery thereof that shall be available in law, said George saving said Smith harmless from any cost that he may be liable to in the law on that account, and that said sum of eight hundred thirty-two pounds fifteen shillings and three pence one farthing be and remain a debt fixed and due from the said George to said Richard, and that execution be granted for said sum after ten months from the rising of this Assembly against the estate of said George, if need be.

On the desire and request of Capt. William Tiley of Hartford, attorney to said Richard Smith, execution was granted on the above resolve and decree April 18th, 1772.

[23]. Upon the petition of Sarah Chamberlin of Mansfield in Windham county, widow and relict of Edmund Chamberlin late of said Mansfield, deceased, shewing to this Assembly that in November, 1734, said Edmund made and executed a deed of about seventy acres of land situate in said Mansfield with a dwelling house and a barn thereon unto Isaac Turner of said Mansfield, as a pledge for a certain debt due from said Edmund to said Isaac, and that said land &c. was to be reconveyed by said Isaac to said Edmund on the payment of said debt, in which deed said land was bounded and described, and that said deed from said Edmund was duly recorded in Mansfield town records; that before the 15th day of February, 1739, said Edmund paid said debt to said Isaac; that thereupon said Isaac on said 15th day of February, 1739, undertook to reconvey by his deed to said Edmund all said land

&c.; that in making said deed by a mistake in the scribe in describing the bounds most of said land was left out of said deed from said Isaac to said Edmund; that upon the 20th of October, 1760, said Edmund made his last will and testament, in and by which he gave to said Sarah the use and improvement of all said land &c. during her natural life, supposing himself then well vested with said land &c.; that by means of said mistake she has been interrupted in the improvement thereof &c.; praying that said deed from said Edmund to said Isaac which bears date the 28th day of November, 1734, may be set aside and be declared null and void &c., as per said petition on file: Resolved by this Assembly, that said deed executed by said Edmund Chamberlin unto said Isaac Turner, bearing date the 28th day of November, 1734, be null and void, and the same is hereby declared to be null and void and of no effect in law.

Whereas upon the petition of Timothy Tiffany against Elijah Lord, preferred to this Assembly in October last, representing that he had discovered new evidence in a controversy heard and determined by arbitration by said parties mutually chosen, praying for a re-examination &c.; on which petition a committee was appointed to examine &c., and said committee having reported to this Assembly that they have examined &c. and find no new evidence in said cause, and that said petition ought to be dismist, as per report on file, which report is accepted: Resolved by this Assembly, that the aforesaid petition and bill of the petitioner be and the same is hereby dismist. *Cost all rec'd to the respondent Elijah Lord* £8 10*s.* 2*d.* *Ex. granted August 7th*, 1771.

Upon the memorial of Jonathan Fowler of Guilford, shewing that he lives in the north part of the society of North Guilford, and by reason of his great distance from and difficulty of access to the place of publick worship in said society by reason of the badness of the ways &c., and that he much more conveniently can and ordinarily does attend publick worship in the society of Norford, therefore praying that his farm containing about one hundred and fifty acres of land may be annexed to said society of Norford: Resolved by this Assembly, that the memorialist's said farm whereon he now dwells, containing about one hundred and fifty acres, be and the same is hereby annexed to the society of Norford aforesaid, and that for the future the memorialist and others who may dwell on said farm shall belong to said society of Norford and be excused from society and military duties in said society of North Guilford.

Upon the petition of Samuel Sanford of Saybrook, against Archibald Starr Greenfield of Lyme, preferred to this Assembly in May, 1770, on which a committee were appointed in October last to enquire and report &c., which committee having reported that the petitioner prayed out his execution from Hez[h] Whittlesey, Esq[r], against the goods and chattels of the petitionee and the same delivered to William Noyes, constable of Lyme, and he by the direction of the petitioner levied the same on the real estate of the petitionee in Lyme, supposing the said execution was against lands as well as other estate, which report is accepted and approved: And thereupon it is resolved, that the doings of the officer in levying said execution referred to in the petitioner's petition be and the same is hereby declared to be as effectual in law for transferring the title of said real estate as if said execution had been prayed out against the lands as well as other estate of the petitionee, and that the said execution and doings thereon may be given in evidence therefor in any tryal at law.

[24] Upon the petition of Silvester Gardiner, Esq[r], of Boston, preferred to this Assembly, against William Jepson of Hartford, shewing that in the year 1757 they entered into trade and business as copartners, dealt largely therein, and continued the same for several years, made divers settlements until the said Jepson hath lately failed and stopped any further remittences on that account, that he retains the company accounts, books and effects in his own hands until this time; praying that he, the petitioner, may take the entire benefit of the same &c.; and the said William Jepson now appearing and suggesting the aforesaid settlements made between them were compulsory and unequal on his part, and ought not to avail to his disadvantage in a final and full enquiry into and settlement of their trade and concerns, and also that upon a just and equitable adjustment of the same there is nothing due from him to the said Silvester, and joins in a motion that a committee may be appointed to examine and enquire at large &c.: Resolved by this Assembly, that Oliver Wolcott, Thomas Darling, Esq[rs], and Capt. Joseph Trumbull be a committee with full power to hear, examine and enquire into all the several matters and things alledged in said petition, and also of the whole trade, accounts, articles, agreement, settlements and concerns between the petitioner and the petitionee from first to last, and make report thereof with their opinion thereon to this or some future Assembly, and that the said William Jepson and his estate and effects in

the mean time be secure and free from any attachment, suit, arrest or imprisonment for or on account of any supposed contract, debt or duty to the said Silvester Gardiner, his heirs or assigns.

Upon the petition of William Jepson, an insolvent debtor, and John Ledyard, Esq^{r}, &c. creditors to said Jepson, shewing that by losses &c. said Jepson is become unable to pay his debts, and that for some time past and still is obliged to shut himself up in his own house to avoid arrests &c., and that he is willing to deliver up all his estate and credits for the use and benefit of his creditors, and praying for a committee &c., and that an act of insolvency may be passed in regard to him &c., as per petition on file: Resolved by this Assembly, that Oliver Wolcott, Thomas Darling, Esq^{rs}, and Capt. Joseph Trumbull be and they are hereby appointed a committee on said petition to hear and examine the matters set forth in said petition, and to make report thereof with their opinion thereon to this or the General Assembly to be held at New Haven in October next, and said Jepson's person and estate is hereby exempted and protected from any arrests, attachments or executions for debt until the rising of the General Assembly in October next. And a copy of this act attested by the Secretary shall be a sufficient order and warrant to all sheriffs, deputy sheriffs, constables or other deputed persons, to forbear arresting, attaching or levying any execution on the person or estate of said Jepson for debt until the rising of the General Assembly in October next.

Upon the petition of Mathew Copley of Suffield, shewing to this Assembly that he recovered judgment before the adjourned county court held at Hartford on the last Tuesday of January, 1769, against Charles Granger of said Suffield for the sum of £35 14 11, money, damages and cost, and had execution therefor in due form of law, and had the same levyed on certain cattle in the possession of said Granger, and the same sold and indorsed on said execution to the amount of £32 14 9, money, and that Ezekiel Williams, Esq^{r}, claimed said creatures, sued and recovered the same, whereby the petitioner lost all benefit of said creatures and of the money aforesaid indorsed thereon; praying for an *alias* execution for said sum of £32 14 9, to be granted against said Granger said indorsement notwithstanding, as per petition on file; upon which petition Alexander King, Esq^{r}, and Mr. Joseph King were appointed a committee to hear and report, who accordingly report that said judgment

was recovered as aforesaid, said execution was levied and the creatures sold and endorsed on said execution to the amount of £32 14*s.* 9*d.* aforesaid, and that said Ezekiel Williams claimed and recovered said creatures, whereby the petitioner has lost all benefit of said £32 14 9, and said Granger's estate not made worse thereby; which report being accepted: Resolved by this Assembly, that the petitioner may apply to the clerk of the county court for the county of Hartford and obtain an *alias* execution on the aforesaid judgment for the sum of £32 14 9 aforesaid, against said Charles Granger, said endorsement notwithstanding, and said clerk is hereby directed and ordered to grant an *alias* execution for the aforesaid sum in favour of the petitioner.

[25] Upon the petition of John Whiting and Enos Alling, executors of the last will and testament of Capt. Joseph Trowbridge, deceased, praying for leave to sell certain lands mortgaged to the said executors by Barnabas Moss; Benjamin Hall, Thomas Darling and Samuel Bishop jun^{r}, Esq^{rs}, were appointed to examine the facts of said petition and report the same with their opinion thereon, who accordingly do report said Moss is otherwise unable to discharge the sums upon which the redemption is to be had but out of the mortgaged premises, and that in case said Moss should not discharge the sum of said mortgage, which they find amount to £180 3 10, within six months from the rising of this Assembly, then so much of the mortgaged premises be disposed of as may be sufficient to discharge said sum with the interest and charge to that time arising thereon: Whereupon it is resolved by this Assembly, that if the sums of said mortgage, amounting to £180 3 10, are not discharged within six months from the rising of this Assembly, then so much of the mortgaged premises as shall be sufficient to discharge said sums with the interest and charge to that time arising thereon be disposed of by said executors, who are hereby authorized and impowered accordingly to dispose thereof for said purpose.

Upon the petition of Benadam Gallop, Benjamin Geer, Thomas Fish and Ralph Stodard, late selectmen of the town of Groton, preferred to this Assembly at their session in October last and by continuance comes to this session, against John Ledyard, Esq^{r}, of Hartford, and Simeon Avery of said Groton, representing that they had obtained a judgment against said Simeon Avery before the county court held at Norwich, November term 1766, for £129 15 10½, damages, and £1 3 3, cost of suit, and obtained execution thereon,

and had the same levied on the land of said Avery, and the same was apprized by two freeholders only; that said John Ledyard, Esq^r, afterward levied an execution in his favour against said Avery on the same lands and recovered the same in a tryal at law, and that the petitioners had obtained no satisfaction on their execution, by reason that the lands were apprized by two freeholders only &c.; praying for relief &c., as per memorial on file: Resolved by this Assembly, that the petitioners take out an *alias* execution on said judgment in their favour against the said Simeon Avery, which execution shall have the same force and be as effectual as if the same had been issued before the act of Assembly made in October last respecting levying executions.

Upon the petition of Joseph Sluman of East Hadam, preferred to this Assembly, shewing that by misfortune he is rendered unable to discharge his just debts, praying to be discharged from imprisonment or arrest for his debts &c.; upon which petition David Baldwin, William Noyes and Thomas Belden were appointed a committee to enquire and report &c., which committee have reported that on enquiry they find the facts true as set forth in his said petition, and that in their opinion he ought to be freed from any liableness to arrest &c., and that he assign and make over all the estate and credits he is possessed of to trustees to be appointed by his creditors &c., as per report on file, which report is hereby accepted and approved: And tis thereupon resolved and ordered, that the petitioner by some proper conveyance assign over all his estate, real and personal, and all his credits to trustees to be appointed by the major part of his creditors in number and value for the use and benefit of his creditors, which his said creditors are hereby enabled to appoint; and said estate and credits being assigned as aforesaid such trustees are hereby impowered to proceed with and dispose of said estate and credits in the same manner as trustees appointed by force of a late law of this Colony passed in May, 1765, intituled An act for preventing fraud in debtors and for securing the effects of insolvent debtors for the use of their creditors and for the equitable division of the estates and effects of such debtors to and among their creditors, were enabled and directed to proceed with and dispose of the estate and credits of insolvent debtors; and that the petitioner be and he is hereby entituled to all the benefits, privileges and freedom from arrests which insolvent debtors conforming to said act were intituled to: upon condition he assign over by some proper conveyance to trustees to be appointed by his

[26] creditors all the || estate, real and personal, and all his credits he is now possessed of or intituled to; and that he be freed and discharged, and is hereby declared to be not to be liable unto any arrest for debts by him now owing until trustees shall be appointed as aforesaid; and that this resolve and act shall be a sufficient warrant to any officer to discharge him from any arrest for or on account of any debt by him owing as aforesaid.

Upon the petition of George Caldwell, of Salisbury in the county of Litchfield. preferred to this Assembly, representing that he is now confined in Hartford county goal on executions in favour of Mary Verplank of the city and Province of New York, the said Mary executrix to the last will and testament of Gulian Verplank of New York, deceased, and also in favour of Elijah Hammond of Bolton in Hartford county, and on an attachment in favour of George Smith of Hartford demanding the sum of £12 0 0, lawful money, on note, and also for his proportional part of a country rate made at Windsor upon the list of August, 1762, and that he is also indebted to divers other persons, and that he is also an insolvent debtor, and has acquainted his creditors therewith and desired them to accept of all his estate and discharge him from goal and from their debts, which they a small part thereof refuse to do; thereupon praying this Assembly to order his release from imprisonment upon his delivering up all his estate to the use of his creditors, as per petition on file; David Baldwin, Henry Champion and Fisher Gay, Esq^rs, being appointed a committee to hear the matters in said petition alledged and complained of and their report to make of what they should find, have now reported that having duly notified the parties to appear before them and having fully heard them on all the matters in said petition complained of they find that said Caldwell is indebted to sundry persons in the sum of £5788 9 4¾, and that he is confined in goal for the sum of about £526 5 0, of that sum, by force of executions in favour of said Mary Verplank and Elijah Hammond and by force of an attachment in favour of said George Smith and a distress warrant in favour of the selectmen of the town of Windsor, and that he is possessed of an estate of his own to the value of about £3049 0 9¼, consisting of notes of hand, executions and balances of book-debts, and a small balance due and arising upon book-debts unsettled, a true balance whereof cannot be truly ascertained, and has in his possession sundry household articles to the value of £9 0 0, which said Caldwell together with about £6 0 0 out of the

abovesaid debts desires may be allowed him to discharge an expence he has been at on account of a fit of sickness he has had while in goal, being confined in goal for the space of eleven months, which last mentioned allowance said committee look upon to be reasonable and just, and that said Caldwell's inability to pay his debts arises not from any imbezzelment of his estate but from a fondness of new projections in trade and manufactories, animated with the pleasing prospect of private gain and publick utility, precipitated him into measures beyond his stock and plunged him into debt and unsurmountable difficulties, to the destruction of his interest and estate. Upon the whole said committee report it as their opinion, that on said Caldwell's conveying by suitable conveyances all his estate to some suitable persons appointed by this Assembly for the use of all his creditors in proportion to their several demands that said Caldwell should be discharged from his imprisonment and his body not be liable to be any further imprisoned for the payment of any debts heretofore contracted; which report is accepted and approved of: Whereupon it is resolved by this Assembly, that Colo. Alexander Phelps, of Hebron in the county of Hartford, and Capt. Jonathan Wells, of Glastonbury in Hartford county, be and they are hereby appointed trustees with full power and authority to receive from the petitioner a conveyance of all the estate of said Caldwell to and for the use and benefit of his creditors, and upon receiving such conveyance they are hereby enabled and directed to certify the same under their hands to the sheriff of Hartford county, which certificate shall be a sufficient warrant to said sheriff and to the goaler to release said Caldwell out of goal. And the said trustees shall in one or more of the publick newspapers of this Colony and the neighbouring Colonies publickly advertize a meeting of said Caldwell's creditors, at such time and place as they shall appoint, at least for three months successively next before such meeting; at which meeting the major part in number and value of said creditors shall have power to approve or disapprove of any or all said trustees and to appoint new trustee or trustees in the room of any one so disapproved of. And said trustees being so appointed and approved of shall forthwith proceed to collect the estate of said Caldwell and turn the same into money and divide and pay the same unto said creditors, in proportion to their respective demands, as soon as may be, or to divide the estate itself among said creditors according as it shall be agreed on by said creditors at the aforesaid meeting. And said trust-

[27] ces shall be sworn to a faithful || discharge of their said trust, and shall have full power and authority from time to time to call before them said Caldwell and him on oath to examine touching the discovery of his said estate; and in case he shall refuse to answer all such questions as shall be put to him touching the discovery of his estate, it shall be in the power of said trustees to commit said Caldwell to goal, there to remain until he conform himself to the directions of this act. And said Caldwell upon his conforming to this act shall be and his body is hereby exempted from being ever again taken or imprisoned for any debt before this time contracted, but all such estate which said Caldwell may hereafter obtain in his own right shall be liable to satisfy any or all his debts, and said Caldwell shall be allowed to keep out of his said estate all such articles as by law are exempted from being taken by execution to satisfy debts for his own use, anything herein before contained to the contrary notwithstanding. And said Caldwell shall from time to time, and at all times when required by said trustees, afford them all the assistance in his power to enable them to recover the debts now due and owing to him for the use of his creditors.

Upon the petition of Amasai Jones and others his creditors, against William Hyslop &c., shewing to this Assembly that for many years past he went into trade, and that by misfortunes he is now reduced and become unable to pay his debts, and that he is now confined in goal in Hartford for debt on execution in favour of said Hyslop, and that he is willing to resign up his estate on oath for the use and benefit of his creditors; praying to be discharged &c., as by petition on file: And Thomas Belding, Esq^{r}, Messrs. Elisha Pitkin and Samuel Talcott jun^{r} being appointed a committee to hear and report &c., which committee having reported that they find said Jones to [*have*] been in trade for years past, and through misfortunes and losses is reduced and become unable to pay his debts; that he is now confined in goal on execution by the said Hyslop, and that he early gave notice to his creditors of his failing circumstances and requested them to take his estate and release him, which they neglected to do, and that he is willing to deliver up all his estate on oath for the use and benefit of his creditors; as per report on file, which report being accepted: It is resolved and enacted by this Assembly, that Henry Champion, Esq^{r}, and Mr. Elias Worthington, both of Colchester in the county of Hartford, be and they are hereby appointed trustees, with full power and authority to receive from the said Amasai

Jones, petitioner, a conveyance of all the estate of said Jones to and for the use and benefit of his creditors; and upon receiving such conveyance they are hereby enabled and directed to certify the same under their hands to the sheriff of Hartford county, which certificate shall be a sufficient warrant to said sheriff and to the goaler to release said Amasai Jones out of goal. And the said trustees shall in one or more of the publick news-papers of this Colony or the neighbouring Colonies publickly advertise a meeting of said Jones' creditors at such time and place as they shall appoint, at least for three months successively next before such meeting, at which meeting the major part in number and value of said creditors shall have power to approve or disapprove of any or all said trustees and to appoint new trustee or trustees in the room of any one so disapproved of. And said trustees being so appointed and approved shall forthwith proceed to collect the estate of said Jones and turn the same into money and divide and pay the same unto said creditors in proportion to their respective demands, as soon as may be, or to divide the estate itself among said creditors according as it shall be agreed on by said creditors at the aforesaid meeting. And said trustees shall be sworn to a faithful discharge of their said trust, and shall have full power and authority from time to time to call before them said Jones and him on oath to examine touching the discovery of his said estate; and in case he shall refuse to answer all such questions as shall be put to him touching the discovery of his said estate, it shall be in the power of said trustees to commit said Jones to goal, there to remain until he conform himself to the directions of this act. And said Jones upon his conforming to this act shall be and his body is hereby exempted from being ever again taken or imprisoned for any debt before this time contracted, but all such estate which said Jones may hereafter obtain in his own right shall be liable to satisfy any or all his debts. And said Jones shall be allowed to keep out of his said estate all such articles as by law are exempted from being taken by execution to satisfy debts for his own use, anything hereinbefore contained to the contrary notwithstanding. And said Jones shall from time to time and at all times when required by said trustees afford them all the assistance in his power to enable them to recover the debts now due and owing to him for the use of his creditors.

[28] Upon the petition of William Philips, of Boston in the county of Suffolk and Province of the Massachusets Bay, against Benjamin Henshaw, of Midletown in the county of

Hartford, administrator of the estate of Daniel Johonnot late of said Midletown, deceased, Elihu Chauncey, Esq^r, Mathew Talcott, Esq^r, and Mr. Richard Alsop were appointed a committee to examine into the representation of said petition and their report to make to this Assembly, and the said Elihu Chauncey, Esq^r, and Mr. Richard Alsop have reported that they together with said Mathew Talcott, Esq^r, have fully heard the parties and find that said Johonnot, deceased, being indebted to said Henshaw, to obtain a forbearance gave and executed his written order on John Barret of Wallingford for the balance of book accounts in his, said Johonnot's, favour, which order said Barrett accepted and agreed to pay, but neglecting for a long time, said Phillips was about to prosecute him, said Barrett, upon said order, but apprehending some inconvenience in recovering upon it as the case was circumstanced, applied to said Johonnot for leave to prosecute said Barrett upon the book account subsisting between said Johonnot and Barrett and receive the balance to his own use, carrying on the suit without any expence to the said Johonnot, and the said Johonnot did thereupon assign over his said debt to said Phillips, and the said Phillips did at his own charge recover in said action against said Barrett the sum of £194 5*s*. 2½*d*. lawful money, debt, and £12 3 8, cost, and that said Johonnot in his life time sold his estate for the use and benefit of his other creditors, exclusive of said Phillips, and that Johonnot died wholly insolvent, and that it is their opinion that said Phillips ought to have the full benefit of the said judgments against said Barrett, and that the said administrator should upon his account be discharged therefrom and said Philips excluded from any further demand against the estate of said Johonnot: Resolved by this Assembly, that the said Phillips have and he is hereby impowered to receive the full benefit of the said judgments against said Barrett, and that said administrator be discharged of the same and said Phillips excluded from any further demand against the estate of said Johonnot.

Upon the petition of James Gray of Danbury, representing to this Assembly that he, being indebted to Samuel Staples of Fairfield in a large sum, and that having sold part of his lands for the payment of part of it, proposed to sell eight acres more of his land to his son Ichabod Gray, then in full life and now deceased, for the price of forty pounds, situate in Redding, bounded west by the country road, north on Danbury south line, south by an highway, and to extend

easterly till it made that quantity, and thereof he made a deed to said Ichabod, dated on the 22d day of March, 1768, and that said Ichabod after refused to take said deed, and that thereupon the petitioner was committed to Fairfield county goal in the month of July last past for the payment of the residue of said debt, and that he then sent said deed to said Ichabod and desired him to receive the same and give security to said Staples for said debt or to convey the land over to David Lyon of Redding in order for him to pay said debt, and thereupon said Ichabod received said deed but refused to pay said debt himself but agreed to convey said land over to said Lyon for the purpose aforesaid and lodged said deed with the town clerk of said Redding to be recorded on the 24th day of July, 1770, but that before he had opportunity to convey the same over to said Lyon he, said Ichabod, suddenly sickened and dyed, having never paid anything for said land or given security therefor, and that said deed hath never been recorded but only entered upon as being received for record; praying for relief &c., as per petition on file; and Stephen Mead, Esq^{r}, and Messrs. David Lyon and Lazarus Beach being appointed a committee to enquire into the matters complained of and report make &c. have now reported, that having notifyed the parties they fully heard and examined into the matters complained of, on the 22d day of instant May, and find that the matters complained of are justly and truly stated in the petition, and give it as their opinion that said deed ought to be delivered up to the petitioner, or in some other way be rendered null and void; which report is accepted and approved of: Resolved by this Assembly, that said deed made by the petitioner to said Ichabod Gray be and the same is hereby declared to be null and void and of no force in the law, and that the same or any record thereof never shall be given in evidence in any court whatever to support a title to said land, and that the town clerk of said Redding do and shall forthwith deliver up said deed to the petitioner, in order that the same may be cancelled.

[29] Upon the petition of Nathaniel Marston, of the city and Province of New York, shewing to this Assembly that upon the third day of December, 1763, he lent to Henry Arnold, of Hartford in Hartford county, the sum of two hundred pounds current money of the Province of New York aforesaid, for which the said Arnold as principal and Samuel Wells, then of said Hartford since deceased, as surety, became bound to him jointly and severally in a penal bond

of four hundred pounds dated the same third day of December, conditioned for the payment of said two hundred pounds York currency in one year from said date with lawful interest till paid, and that said bond both principal and interest remains yet wholly unpaid and unsatisfyed; and also that said Arnold afterwards on the 23d day of November, 1764, in order to secure the said Wells as his surety for the money aforesaid conveyed and made over to him, said Wells, by his authentick deed of bargain and sale about seventy acres of land lying in said Hartford on the east side of the great river, particularly bounded and described in said petition, in trust to secure said Wells for becoming bound as aforesaid and to enable him to pay as far as said land by sale would fetch towards the bond aforesaid, the said tract of land being almost the whole real estate of said Arnold, and that said Wells took said land and during his life the same held, and at his death was thereof seized, and that said Arnold is now so reduced in his estate as to be unable to pay said debt or any part thereof; also that John Wells and Jonathan Wells, both of said Hartford, administrators of the estate of said Samuel deceased, have represented the estate of said Samuel to be, and the same is found to be, greatly insolvent; and that it is inequitable that the land aforesaid pledged as aforesaid should be distributed to and among the creditors of said Samuel deceased &c.; praying that said administrators may by the decree of this Assembly [be] authorized, impowered and enjoined to convey said land to said Marston in fee in trust to be disposed of to the same purpose for which said Samuel held the same, and that said Marston should thereupon be debarred from any other or farther challenge and demand upon the estate of said Samuel deceased in the hands of said administrators, as per petition on file dated the second day of October, 1770. The said petitioners by Thomas Seymour, Esq^{r}, their attorney, voluntarily appeared and acknowledged the several facts in said petition stated and alledged are just and true, and that they cannot deny the same: And thereupon resolved by this Assembly, that the said John and Jonathan, as administrators of the estate of said Samuel deceased, shall and they are authorized and impowered to convey said seventy acres of land as bounded and described in the said petition to the said Nathaniel Marston in fee by their deed of sale to be executed and compleated according to law; and that the said Nathaniel shall receive and hold the same in trust to secure said money due on said bond and to satisfy and pay so much of said bond as

the same land by sale will raise towards the same; and that the said Marston upon his receiving such deed shall forever be debarred and secluded from any other or farther claim or demand against the estate of said Samuel deceased in the hands of said administrators upon the bond aforesaid.

Upon the petition of Jacobus Roosevelt, of the city and Province of New York, preferred to the General Assembly holden at said Hartford on the second Thursday of May, 1770, shewing that Beriah Bacon, now of Chatham in said Colony, upon the 5th day of June, 1766, sold and conveyed to Jonathan Brown, late of Rye in the Province of New York, deceased, a certain piece of land lying in said Chatham, containing sixty acres with a house and barn thereon standing, bounded northerly on a highway, easterly on Isaac Hall's land, southerly on a highway in part and partly on John Cooper's land and partly on Phineas Pelton's land, and westerly partly on Mr. Moses Bartlett's land and partly on Daniel Stowe's land, by his deed of that date well executed and recorded, by virtue of which deed said Jonathan Brown entered and became seized of said land, and afterwards by his deed dated March 31st, 1767, sold and conveyed said land to Abraham Knowles of said Chatham, which being well executed and recorded according to law the said Knowles by force thereof entered and became seized of said land, and that afterwards the said Knowles in the beginning of October, 1768, for a valuable consideration did by his deed of quit-claim by him well executed and acknowledged according to law did release and quit-claim unto said Jonathan Brown deceased all his right, title and interest in and to said land, [30] by virtue whereof the said Brown entered || and became seized in fee of said sixty acres of land, and that said last mentioned deed hath never been recorded and cannot now be found by said Jacobus. Also the said Jonathan Brown at the time of making said last mentioned deed was justly indebted to said Jacobus in the sum of £176 7 10, current money of the Province of New York, on a certain bond &c., and having absconded from his creditors he, said Jacobus, caused said land to be attached in due form of law to secure said debt, and afterwards in the same action before the county court holden at Hartford aforesaid on the first Tuesday of November, 1768, recovered a judgment against said Brown for his said debt and £1 12 3, lawful money, more for his cost of suit, on which he afterwards had execution in due form of law and caused the same to be levied on forty acres and thirty-two rods of land parcel of said sixty acres,

and that now by reason that said quit-claim deed is not recorded he is [in] danger of being defeated of holding said land and liable to lose his said debt, and praying relief in the premises, as per petition on file dated the 23d day of April, 1770, which said several facts have been found and reported to be true by Hez^{h} Brainard and Nathaniel Chauncey, Esq^{rs}, and Mr. Richard Alsop, a committee appointed by the General Assembly holden at New Haven in October last to examine into the matters alledged in the aforesaid petition and to report according to law, as by their report returned to this Assembly and on file appears, which report is accepted: Thereupon resolved and ordered, that the said Jacobus Roosevelt be, and this Assembly do decree and enact that he shall be, as fully quieted and secured in the seizin and possession of the said forty acres and thirty-two rods of ground levied upon as aforesaid as though said quit-claim deed had been recorded, and that this decree, or a copy thereof duly attested, shall in any future tryal at law concerning the title of said land be admitted as evidence of equal force and validity to support the title of said Jacobus to said land as a copy of said quit-claim deed from the records of said Chatham would be, could the same be had and procured.

Upon the petition of John Goodrich and Seth Goodrich, of Weathersfield in the county of Hartford, preferred to this Assembly in May last and from thence continued to the General Assembly at New Haven in October last, shewing that their father, John Goodrich of said Weathersfield, in his life time conveyed to his two sons, Abram Goodrich and Elias Goodrich, almost the whole of his estate in lands in said Weathersfield; that they each gave to their said father their several bonds for about one hundred pounds money, conditioned that they would allow their said father liberty to improve a certain part of said lands if he was able, or that they would render and yield him a proportion of the produce of said lands, and equally maintain and support him and his family and also pay all his just debts &c.; that the said Abraham Goodrich failing to fulfil the conditions of said bond towards his said father, and assuming an entire right to said lands to sell and dispose of the same, and to be in failing circumstances, the said John his father bro't his action on his said bond given him as aforesaid, attached a part of the same lands and also a common lot laid out to the said Abram in right and virtue of the lands conveyed to him by his said father, proceeded and recovered judgment

thereon before the superior court March term, 1756, for one hundred pounds money damages and nine pounds three shillings and ten pence costs of suit; that he prayed out execution thereon and caused the same then in due season to be levied upon about five acres of said land deeded to him, and also upon said common land containing about eleven acres, and the same was levied and apprized to him in due form of law; that the said John Goodrich soon after died, having first made his last will, since proved and approved, and devised these same lands to the petitioners; that the said Abram Goodrich in order to defeat his said father's recovery of said lands made a fraudulent deed of the same to one Thomas Deming of said Weathersfield, since deceased; that by and under colour of the same one Elizur Deming, one of the sons of the said Thomas, hath lately conveyed the same lands to one Charles Bulkley and Thomas and Hozea Harriss of said Weathersfield, who in the minority of the petitioners entered upon and are now in said lands; that one Thomas Curtiss of said Weathersfield, who was the constable that levied said execution, omitted till very lately to [31] make return of said || execution into the office of the said superior court in order to its being recorded, as he ought to have done, and was privy to the sale of said lands to said Bulkley and Harriss, and took benefit of some part of the moneys arising thereon, and never would return the execution until the petitioners, one or both, gave him a note for about nine pounds money &c.; praying that said fraudulent deed from the said Abram Goodrich to the said Thomas Deming and the said note to the said Curtiss might be declared null and void, and that the return and record lately made of said execution might be as effectual as though the same had been returned and recorded in due season &c.; whereupon a committee was appointed by said Assembly in October aforesaid to examine and enquire of the several matters and things alleged in said petition and to make their report &c., and said committee having made report thereof &c. at this time, and the same being now accepted and approved &c., as on file: Resolved by this Assembly, that the said deed made by the said Abram Goodrich to the said Thomas Deming, so far as the same relates to the land levied upon by said execution, and the said note given to the said Thomas Curtiss be and the same are hereby declared to be null and void and of none effect in the law for the having or holding of said lands or the recovery of the monies aforesaid; and that the return and record of said execution now

made shall be as valid and effectual for the having and holding of said lands as though the same had been done at the time of the levy and apprizement of the same, and an authentick copy thereof shall at all times hereafter be admitted and allowed as legal evidence of the petitioners' title to the same.

Upon the memorial of Nathaniel Drake of East Windsor, shewing to this Assembly that he is and a long time has been a Baptist in profession and practice within the meaning of the law of this Colony, that the first society in East Windsor has taxed him for building a new meeting-house in said society, and he being confined in gaol for the same was obliged to give a note therefor to obtain his liberty on which note said society have since obtained a judgment and execution against him, on which he is now confined in gaol; praying for relief &c.; which matters have been enquired into by a committee appointed by this Assembly, who having reported thereon said report is accepted, as on file: Resolved by this Assembly, that the said Nathaniel Drake ought to be exonerated and discharged from said judgment and execution; and it is hereby enacted and decreed that he be discharged therefrom and from his imprisonment thereon.

Upon the petition of Silas Dean of Weathersfield against Joseph Forbs &c., John Lawrence, Roger Newberry, Esq^rs, and Capt. George Pitkin were appointed a committee, who having heard and made report to this Assembly, which report being objected to and not accepted by reason that two of the petitioners are minors and have no guardians &c.: Resolved by this Assembly, that said Lawrence, Newberry and Pitkin be reappointed a committee on said petition to hear and report to the General Assembly in October next, and said petition is hereby continued to said October Assembly, and Joseph Forbs jun^r of Weathersfield is hereby appointed a guardian to said minors, *viz.* Joseph Forbs the 3d and Sarah Forbs, two of the petitioners.

Whereas William Tiley, Daniel Marsh and William Knox, the heirs of Doct. Normand Morrison deceased, have preferred their petition to this Assembly against John Walker of Bolton, the only acting executor of said Doct. Morrison, for relief in equity in a certain judgment and execution now against them for a large sum in favour of the said Walker, which cannot now be heard or considered &c.: Resolved by this Assembly, that the said petition be continued to the General Assembly to be held at New Haven in October next, and that said execution and all process or proceedings thereon be in the mean time stayed and suspended.

Upon the petition of Odiah Loomis &c. against William Thrall &c., a committee hath been appointed and made report, which report not being accepted: Resolved by this Assembly, that Colo. Jabez Hamlin, Colo. Elihu Chauncey and Mr. Richard Alsop be and they are hereby appointed a committee to hear said petition and make report according to law.

[32] Upon the petition of Mortimore Stodard of Groton, preferred to this Assembly at their session in May, 1770, and from thence by continuances comes to this session, against Devotion Edy of said Groton and Benjamin Gorton of Norwich, representing that the petitioner had obtained a judgment in his favour against the said Devotion Edy before the adjourned superior court held at New London the third Tuesday of Jan. 1770, and obtained execution thereon for the sum of £40 0 0, lawful money, damage, and nine pound cost, and delivered said execution to said Gorton, who was specially deputed to execute the same; that said Gorton and Edy had preconceived and agreed so to conduct with said execution as to defeat the petitioner from obtaining any benefit thereby &c.; praying that an *alias* execution might be issued &c., as per petition on file; upon which petition Colo. Gurdon Saltonstall and William Hilhouse, Esq^rs, and Capt. Guy Richards being appointed to enquire of the facts alledged and make report thereof with their opinion thereon, and now said committee having made report to this Assembly that before the said Gorton received said execution he and said Edy agreed that said Gorton should receive said execution to levy in order to prevent the petitioner from obtaining the sums contained in said execution, and that said Gorton received of said Edy a horse and some money, in the whole to the amount of nine pound, on account of said execution, and said Edy gave said Gorton a bond of £100 0 0, and a further bond of £40 0 0, to indemnify said Gorton against the petitioner on account of his, said Gorton's, conduct with said execution, and helped him to go away out of the country leaving no estate; that said execution was afterwards by said Edy delivered to Benadam Gallop, Esq^r, indorsed in full and returned to the clerk of the superior court &c.; and that they, said committee, are of opinion that an *alias* execution ought to be granted on said judgment for the sum of £40 0 0, &c., as per report of said committee on file, which report of said committee is hereby accepted and approved: And thereupon it is resolved by this Assembly, that the clerk of the superior court grant,

and he is hereby directed to grant out, an *alias* execution on the said judgment in favour of the petitioner against the said Devotion Edy, with an endorsement thereon entered of said sum of £9 0 0, received by said Benjamin Gorton on the former execution, and that the same execution so granted may be proceeded with (exclusive of said sum of £9 0 0,) and shall have the same effect as the former execution might or could have had if the same had been proceeded with in due form of law. *Cost allowed Stoddard vs. Edy &c. is* £20 5 7, *L. money. Ex. granted June 7th*, 1771.

Upon the petition of Thomas Dare and Mary his wife of New London, shewing to this Assembly that in the year 1751, Mr. Samuel Douglas, late of said New London now deceas'd, father to said Mary, made his last will and testament and therein devised one third part of his estate real and personal to his wife forever and the use and improvement of the other two thirds thereof until his daughter should arrive to the age of eighteen years and then to his daughter forever, and thereby also impowered Mr. Nicholas Hallam, Mr. William Douglas and his said wife to sell all or any part of his lands and the avails thereof to improve for the benefit of his wife and daughter &c., and therein also appointed said William Douglas and his said wife executors of his said will, and soon afterward he died leaving an estate of about £5000 0 0, old tenor value, chiefly in real estate, which estate said executors received into their hands and care; soon after which the widow of said deceast married James Thomson of said New London with whom she now lives, and said Thomson and his said wife have used and improved said estate to this time, and part of said real estate they have sold, of which two-thirds thereof belongs to said Mary who is now more than twenty years of age, and that said two-thirds of estate hath never been delivered over to the petitioners or either of them, but is still in the hands of said executors with the use thereof since the arrival of the said Mary to the age of eighteen years as aforesaid, alledging that said two-thirds of estate with the use aforesaid belongs to the petitioners; praying this Assembly that a wise and judicious committee be appointed to enquire into the conduct and transactions of said executors with said estate, and to find what in equity is due to the petitioners and from whom, and to report &c.: Resolved by this Assembly, that Messrs. Daniel Lothrop and Benjamin Huntington of Norwich and Dudley Woodbridge of Groton be and they are hereby appointed a committee upon the petition aforesaid, with full power to hear the

[33] parties and || inquire into all the matters referred to in said petition respecting said estate, the disposition and improvement thereof so far as it regards the petitioners, and also respecting the guardianship of the said James Thomson and Mary his wife as they were natural guardians to the said Mary the now wife of said Thomas, and to settle and adjust all matters and accounts subsisting between the parties relative to said estate, and thereupon to set out and apart said estate to and among the parties owning the same according to the tenor of said will; and to make report of what they find in the premises with their doings therein to this Assembly in their session in October next.

Upon the petition of Jonathan Ashley against William Hooker &c., John Chester, John Pitkin and Thomas Hosmer, Esq^{rs}, were appointed a committee to hear and report &c., and said committee not being able to make report to this Assembly: Resolved by this Assembly, that said committee, John Chester, John Pitkin and Thomas Hosmer, Esq^{rs}, are hereby reappointed a committee on said petition, to make report to the General Assembly in October next, to which Assembly said petition is continued.

Upon the petition of John Gillett of Hebron, against Ebenezer Gillett of Lebanon and others, John Chester, Erastus Wolcott and Jonathan Wells, Esq^{rs}, were by this Assembly at their sessions in October, 1769, appointed, and at their sessions, in May 1770 reappointed, and also at their sessions in October last reappointed a committee to enquire and examine into the matters in said petition set forth and alledged &c., and make their report thereon to this Assembly at their present sessions, which committee have not yet made their report: Resolved by this Assembly, that said John Chester, Erastus Wolcott and Jonathan Wells, Esq^{rs}, be and they are hereby reappointed a committee with full power to enquire &c., as per their first appointment aforesaid and several subsequent reappointments &c., and make their report thereon to this Assembly at their sessions to be holden at New Haven in October next.

Upon the petition of Hezekiah Belding, of Norwalk in the county of Fairfield, against William Bayard and company, Charles McEvers, Samuel Bayard jun^{r}, Perry Hays and Sherbrook, all of the city and Province of New York, merchants, Richard Alsop of Middletown in Hartford county, Colo. Nathan Whiting and David Baldwin were by the General Assembly at their sessions at New Haven in October last appointed a committee, and said committee having never made any report,

being hindered by inevitable providence, said Richard Alsop, Major David Baldwin of Milford and Thomas Darling, Esq^{r}, of New Haven are appointed a committee with full power and authority to examine the several matters alledged in said petition and to report to the Assembly in October next what they shall find, with their opinion thereon.

Whereas upon the petition of Pygan Adams, Esq^{r}, and others, against Richard Law, Esq^{r}, and others, at the session of this Assembly in May, 1770, Daniel Lathrop and Nathaniel Wales jun^{r}, Esq^{rs}, and Doct. Dudley Woodbridge of Groton were appointed a committee to enquire &c., and said committee not having reported, and said petition coming to this Assembly by continuance: Therefore resolved, that the beforenamed committee be and they are hereby appointed a committee to enquire and report according to law.

Resolved by this Assembly, That the petition of Elisha Seymour, preferred and now lying on the roll of petitions, against Joseph Talcott, Esq^{r}, be and the same is hereby continued to the General Assembly to be held at New Haven in October next.

Upon motion for acceptance of the report of committee appointed by this Assembly in October last now exhibited on the memorial of Samuel Reynolds, Esq^{r}, and others, against the town or society of Somers &c.: Resolved by this Assembly, that the said memorial and report of said committee be and the same is hereby continued until the session of this Assembly in October next, and that the memorialists and their adherents do and shall quietly possess and enjoy the meeting-house in said town of Somers during the time of such continuance.

[34] The Sums Total of the Additions (single and fourfold) to the Lists of the several Towns in this Colony sent in to this Assembly are as follows, viz.:

	Single.						Fourfold.		
Hartford,	£665	15	0	-	-	-	£0	0	0
Hadam,	0	0	0	-	-	-	0	0	0
Hebron,	113	11	0	-	-	-	287	10	0
East Windsor,	609	10	9	-	-	-	127	0	0
Farmington,	300	2	1	-	-	-	1471	0	4
Chatham,	23	10	0	-	-	-	190	8	0
Willington,	36	17	0	-	-	-	0	0	0
Weathersfield,	396	4	3	-	-	-	0	0	0
Midletown,	0	0	0	-	-	-	0	0	0
Enfield,	361	3	0	-	-	-	128	16	0
Symsbury,	125	0	0	-	-	-	0	0	0
E. Hadam,	577	16	0	-	-	-	0	0	0

	Single.			Fourfold.		
Colchester,	329	3	6	1400	8	0
Bolton,	258	10	0	58	0	0
Windsor,	93	12	3	694	0	0
Stafford,	71	7	0	0	0	0
Somers,	0	0	0	0	0	0
Suffield,	300	13	0	84	0	0
Toland,	427	10	0	235	4	0
Glastonbury,	70	16	6	10	0	0
New Haven,	4029	19	6	973	10	0
Guilford,	106	6	1	142	19	6
Milford,	47	16	9	566	1	2
Branford,	72	0	0	250	19	0
Durham,	1	0	0	20	0	0
Waterbury,	293	3	6	223	14	0
Derby,	324	6	6	0	0	0
Wallingford,	659	4	6	734	16	0
New London,	338	18	0	0	0	0
Saybrook,	469	14	0	383	8	0
Killingworth,	0	0	0	0	0	0
Groton,	644	13	0	0	0	0
Lyme,	0	0	0	0	0	0
Preston,	337	5	6	302	16	0
Stonington,	511	4	4	731	11	0
Norwich,	1417	14	6	870	14	0
Fairfield,	1294	12	9	398	4	0
Greenwich,	520	19	0	319	19	0
Stratford,	893	15	7	0	0	0
Redding,	2293	6	6	217	17	0
Stamford,	1678	1	1	268	0	0
Danbury,	216	3	4	0	0	0
Ridgfield,	0	0	0	185	16	8
Newtown,	512	0	4	325	4	3
New Fairfield,	53	8	0	139	16	0
Norwalk,	510	10	0	1622	16	0
Windham,	164	19	9	625	16	0
Woodstock,	28	10	0	0	0	0
Pomfrett,	95	12	0	24	0	0
Ashford,	258	16	0	0	0	0
Mansfield,	742	13	6	86	14	0
Canterbury,	480	15	1	50	10	0
Lebanon,	420	5	6	311	12	0
Killingley,	638	10	0	0	0	0
Plainfield,	79	0	0	0	0	0
Coventry,	288	16	6	0	0	0

	Single.						Fourfold.		
Voluntown,	93	18	0	-	-	-	0	0	0
Litchfield,	152	5	0	-	-	-	300	0	0
Canaan,	0	0	0	-	-	-	0	0	0
New Hartford,	57	0	0	-	-	-	155	18	0
Goshen,	669	10	0	-	-	-	0	0	0
New Milford,	208	10	6	-	-	-	0	0	0
Sharon,	0	0	0	-	-	-	0	0	0
Woodbury,	886	12	4	-	-	-	437	12	0
Cornwall,	59	13	0	-	-	-	0	0	0
Torrington,	186	4	0	-	-	-	0	0	0
Kent,	411	5	0	-	-	-	113	4	0
Harwinton,	0	0	0	-	-	-	0	0	0
Salisbury,	110	6	0	-	-	-	243	18	0

Upon the memorial of George Smith and Joseph Talcott junr of Hartford, administrators on the estate of Richard Edwards late of said Hartford, deceased, shewing to this Assembly that the debts and charges due from the estate of said Richard, deceased, surmount the personal estate of said deceas'd the sum of £300 4 5, lawful money, for payment of which no provision hath been made; further shewing that said Richard deceased had a mortgage deed of about ten acres of land and a small house in said Hartford from one William Day late of said Hartford, deceas'd, and Elizabeth Day of said Hartford, which deed is dated the 22d day of Febry, 1765, and defeasible by paying £33 12 4 by the 28th of Febry then next with the lawful interest, and that said Elizabeth being heiress to the said William deceased would pay said mortgage money and redeem said estate provided [35] any person || could give her a deed of said land &c.; praying that the said Smith and Talcott may be impowered to release to said Elizabeth said mortgaged land &c., and for liberty to sell so much of the real estate of said Richard deceased as in addition with said mortgage money will pay said sum of £300 4 5 aforesaid, as per memorial on file: Resolved by this Assembly, that said George Smith and Joseph Talcott junr be and they are hereby appointed and impowered upon said mortgage money and interest being paid to them, to make and execute a proper deed of release of said mortgaged lands &c. to the said Elizabeth, and the same being acknowledged and recorded shall make a good title to said Elizabeth as though the same had been done by the said Richard deceas'd in his life time. And said Smith and Talcott may and they are hereby appointed and impowered to sell so much of the real estate of said Richard,

deceas'd, as with said mortgage money aforesaid shall be sufficient to pay the abovesaid sum of £300 4 5 and incident charges of sale; taking the direction of the court of probate for the district of Hartford therein.

Upon the memorial of Seth Wetmore, of Midletown, in the county of Hartford, administrator on the estate of Stephen Blake of Midletown, shewing to this Assembly that the estate of the said deceased is insolvent, and that the whole of his estate is not sufficient to pay what was due to this Colony on the rates or taxes he, said Blake, was to collect as constable of Midletown on the list of estate in Midletown 1762, 1763 and 1764, and that part of his estate is in houses and lands, that his widow is dead, and that the memorialist cannot sell said land without great loss to the estate unless he sold the same on credit; praying that the Treasurer of this Colony might be ordered, on the memorialist giving bond for three or four hundred pounds payable to the Governor and Company one half in one year and the other half in two years, the Treasurer shall give credit on the rate or tax of the year 1764, as per memorial on file: Resolved by this Assembly, that the Treasurer be and he is hereby ordered on the said Wetmore's giving of his bond to the Governor and Company of this Colony for the sum of four hundred pounds, payable one half in one year the other half in two years, with the lawful interest thereof until paid, and thereupon the Treasurer credit Midletown the sum aforesaid on the tax aforesaid.

Upon the memorial of Samuel Stanly of Farmington and Amaziah Stanly of Hartford, shewing to this Assembly that they live at a great distance from the meeting-house in Farmington and near and convenient to the meeting-house in the West Division society in Hartford &c., praying to be annexed with their families and farms whereon they dwell to said West Division society, and an exemption from paying any further taxes to said Farmington &c., as per memorial on file: Resolved by this Assembly, that the memorialists, their families, and farm on which they dwell, be and they are hereby annexed to said West Division society in said Hartford, there to be rated and taxed, and they are hereby exempted from paying any further taxes to said Farmington that are already laid or to be laid so long as they dwell on said farm.

Upon the memorial of Ebenezer Hamlin of Farmington, shewing to this Assembly that in January, 1770, one Amos Cruttendon paid and put off to him five base and counterfeit dollars, knowing them to be such, and which he, said Hamlin, ignorantly received as true and good, and that the memorialist immediately informed against said Crittendon to the civil

authority, whereupon he was apprehended and bound with sufficient surety to the Colony Treasurer in the sum of £60 0 0, lawful money, to appear to answer for said crime before the superior court &c., but having failed to appear said bond has been by said superior court declared forfeit for the use of said Colony; that he, the memorialist, was instrumental in detecting said offender and obtaining said forfeiture in favour of the Colony and had expended much time and trouble about the same with a view to serve the publick, which he is not able to bear &c.; praying for such allowance as this Assembly should judge a meet recompence for his trouble and a due encouragement in such like cases &c., as per memorial on file: Whereupon this Assembly grants to the said Ebenezer Hamlin the sum of five pounds, lawful money, and the Treasurer of this Colony is ordered and directed to pay the same accordingly.

[367] Upon the memorial of Abram Sedgwick of Hartford, who became bound for Timothy Seymour a collector of the Colony tax for arrearages due to the publick treasury on that account, praying for suspension of execution now in force against him in the hands of Mr. Sheriff Williams for some short time, that he may dispose of the estate of the said Timothy secured for that purpose &c., as per memorial &c.: Resolved by this Assembly, that the sheriff of said county do and he is hereby ordered and directed to suspend all process and execution against the said Abram for the term of one year now next coming, and all other securities or obligations by him given on the same account are hereby also suspended during the same time aforesaid, and he, the said Abram, keeping good the interest of said sums in said execution for such time as the same shall be delayed as aforsaid.

Upon the memorial of Timothy Seymour of the town and county of Hartford, shewing to this Assembly that some years past he was appointed by the town of Hartford to collect the Colony tax for said town, and having paid and secured the Colony for the whole of said tax, and that there is yet unpaid by individual inhabitants of said town of Hartford more than one hundred pounds, lawful money, upon his, the memorialist's, rate-bill, and that he by reason of sickness and other infirmities is become altogether unable to collect the sums due on said rate-bill; praying that some suitable person may be appointed to collect the arrearages upon said rate-bill &c., as per memorial on file: Resolved by this Assembly, that Mr. Abram Sedgwick of said Hartford be and he is hereby appointed and fully impowered to collect the arrearages due on said rate-bill, with the same powers and

authorities as other collectors of the Colony tax by law are invested with, and the same being collected pay and satisfy to the said Seymour for his use and benefit.

Upon the petition of William Coggshall against Edward Allen of Milford, preferred to the General Assembly in May, 1770: Resolved by this Assembly, that Colo. Benjamin Hall, Thomas Darling, Esq^{r}, and Mr. Adam Babcock be and they are hereby appointed a committee to examine the matters contained in said petition and to make report.

Upon the memorial of David Barns of Farmington, shewing to this Assembly that he hath been an inhabitant of the society of New Cambridge in said Farmington for twenty years past, that his farm lieth in said society and that he hath born his proportion of charge within the same in supporting the gospel and lately in building a new meeting-house in said society, that about three years ago for his better accommodation he purchased about three acres of land out of the highway dividing between the said society of New Cambridge and the first society in said Farmington and whereon he hath built his now dwelling-house, that it is much more convenient for him to attend divine service with the said society of New Cambridge than with said first society, that the said first society hath lately claimed him as an inhabitant thereof, and praying that the said three acres of land might be annexed to said society of New Cambridge &c., as per memorial on file: Resolved by this Assembly, that the memorialist's said dwelling-house and three acres of land particularly mentioned and described in said memorial be annexed and the same is hereby annexed to the said society of New Cambridge, and shall be liable to be rated therefor for the support of the gospel, building meeting-houses and all other society charges within the same, and that he be exempted from paying any society rates or taxes to the said first society.

Upon the memorial of Benjamin Payne, the only surviving administrator on the estate of Dositheus Humphry deceas'd, late collector of the Colony tax for the town of Hartford, shewing to this Assembly that the administrators of said Humphry in the month of July, 1765, paid to the late Treasurer Talcott the sum of £8 11 6 on account of said tax, also [37] in the month of July, 1767, the said Treasurer ‖ accepted in payment a note of hand given by Daniel Spencer jun^{r} from said administrators in payment of the debt due to the Colony from said Humphry's estate, yet it so happened that the memorialist hath had no credit for either of said

sums, and praying that the present Treasurer may be directed to give him the credit for said sums on account of said rates, as per memorial on file: Resolved by this Assembly, that the Treasurer of this Colony be directed and he is hereby ordered and directed, to allow to the memorialist the aforesaid sums, amounting to £59 6 6, lawful money, on account of the said rates due from said Humphry's estate, and that he have credit therefor on said rates as a payment made before the first day of September, 1767; and that the said late Treasurer Talcott be debited in his account with the Colony the aforesaid sum, agreeable to the report of the committee appointed by this Assembly on said memorial.

Upon the memorial of Richard Smith &c., shewing to this Assembly that there is necessity for a new highway to be laid beginning near the dwelling-house of Seth Smith in New Hartford, from thence northwestward by the side of Farmington River through part of New Hartford and through the township of Barkhemsted and by the iron-works building by Richard Smith and to meet with the highway near the dwelling-house of Joseph Rockwell in Colebrook, being about eight miles in length, to accommodate publick travelling &c.; praying for a committee &c., as per memorial on file: Resolved by this Assembly, that John Pitkin of Hartford, and William Wells of Glastonbury, Esq^{rs}, and Major Elizur Talcott of said Glastonbury, be and they are hereby appointed a committee to repair to the several townships and places where and through which said highway is prayed for, to hear all parties concerned and see if there be necessity for a new highway as prayed for, and to consider whether in any part of the way said new proposed highway wont serve in lieu of an old highway already laid out by this Assembly through Barkhemsted and staked out, where said new highway may be laid with most conveniency, if any is found necessary, and to make report thereof with their opinion thereon to the General Assembly in October next, at the cost of the memorialist.

On the memorial of William Williams, Seth Wright, Veach Williams, Jonathan Trumbull jun^{r} and Elijah Hide jun^{r}, selectmen of the town of Lebanon, representing that Mr. Seth Bartlett was by said town chosen collector of the Colony rates in said town for the years 1763 and 1764, of which he had paid large sums, but considerable balance remaining due executions had been issued by the Colony Treasurer for the balance and arrears due on said rates, being now about £365 0*s.* 9*d.* principal, for which said Bart-

lett being crouded by the sheriff in Jan^{y} last and being unable to discharge the said balance with his personal estate did make over and convey to the said selectmen all his real estate for security to them, they undertaking to pay the said arrears of his said rates; and praying that they may have time to convert said real estate into money for the purpose of paying said arrears &c., as per memorial on file: Resolved by this Assembly, that on some suitable person or persons thereto authorized and appointed by said town of Lebanon executing and delivering to the Treasurer of this Colony for the use of the Colony a bond or security in the name and behalf of said town on or before the first day of September next for the balance due on said rate bills with the interest thereof according to law, payable by the 12th day of May next, then and in such case the said Treasurer be and he is hereby ordered and directed to receive the same, balance said rates and endorse said execution satisfied.

Upon the memorial of Comfort Sage of Midletown in the district of Midletown, shewing that the debts and charges due from the estate of Capt. Christopher Hamlin of said Midletown, deceas'd, together with some allowance by the court of probate for said district to the widow of said deceas'd, surmount the moveable part of said estate the sum of £76 3 9½, lawful money; praying liberty to make sale of real estate &c.. as per memorial on file: Resolved by this Assembly, that Jabez Hamlin, Esq^{r}, be and he is hereby authorized and fully impowered to make sale of so much of the real estate of said deceas'd as to raise said sum of £76 3 9½, lawful money, with incident charges of sale, and to make and execute deed or deeds accordingly.

[38] Upon the memorial of Asahel Phelps of Hebron, collector of the Colony tax for the year 1769, representing to this Assembly that several mistakes made in the settlement of his accounts of said tax with the late Treasurer Talcott &c., and praying for relief: it appearing to this Assembly that by the late auditors of the Colony accounts the sum of £7 10 6 was disallowed to the memorialist, being part of an abatement by him exhibited, and that by a late direction of this Assembly all abatements under like circumstances are ordered to be allowed: Resolved by this Assembly, that the Treasurer be directed and he is hereby directed, to credit said collector's account said sum of £7 10 6 lawful money.

Upon the memorial of the selectmen of Killingworth, representing to this Assembly that the list sent into the Assembly for the year 1769 was overcast the sum of £1787 8 5;

praying for relief &c., as per memorial on file; on which memorial a committee was by this Assembly appointed to enquire into the matters aforesaid, and said committee have made their report that said list sent in as aforesaid is overcast the sum of £1687 10 5, and that they were of opinion that said sum ought to be abated to said town: Thereupon it is resolved by this Assembly, that said sum of £1687 10 5 be abated to said town of Killingworth, and the Treasurer of this Colony is hereby ordered to allow the same.

Upon the memorial of Aaron Pease of Enfield, collector of the Colony tax in said town, shewing that the late Treasurer Talcott drew an order on the memorialist for the sum of £375 0 0, L. money, payable to Capt. David Parsons, and that he hath paid the full sum aforesaid, as by a receipt under said Capt. Parsons' hand appears, and yet he is credited on the Treasurer's book for no more than the sum of £362 13 7, so that he is not credited so much as he has actually paid by the sum of £12 6 5; praying that the present Treasurer may be ordered to allow the said Pease the said £12 6 5 on account of said rate: Resolved by this Assembly, that Mr. Treasurer Lawrence allow to said Mr. Pease the sum of £12 6 5 credit in his settlement of said rate.

Upon the memorial of Isaac Cadwell, administrator on the estate of Abraham Cadwell late of New Hartford, deceas'd, shewing to this Assembly that the debts and charges allowed by the court of probate surmount the personal estate of said deceas'd the sum of £46 3 8; praying for liberty to sell lands, as per memorial on file: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted him, to sell so much of the real estate of said deceas'd as will be sufficient to raise said sum of £46 3 8, lawful money, and incident charges arising on such sale; taking the direction of the court of probate for the district of Hartford therein.

On the memorial of Moses Sanford, Philemon Sanford, and John Warner, of Litchfield, shewing to this Assembly that the memorialists live in the southeast extremity of said Litchfield at the distance of six and seven miles from the meeting-house in said Litchfield and much more conveniently situate to attend publick worship in the parish of Northbury in Waterbury than at said Litchfield, they being no more than four miles distant from the meeting-house in said Northbury; praying this Assembly that they may be annexed to said parish of Northbury &c., as per memorial on file: Resolved by

this Assembly, that the memorialists be and they are hereby annexed unto said society of Northbury, to enjoy all parish privileges there and to perform the duties thereof together with military duties, and that they be discharged from such duties in said Litchfield.

Upon the memorial of Oliver Grant, of Stonington in New London county, shewing to this Assembly that he was collector of the Colony tax for the town of Stonington for the year 1764, and paid to the Treasurer in March, 1766, the [39] ‖ sum of £125 8 2½, in part of said rate, and through mistake the Treasurer entered the credit of your memorialist the sum of £25 8 2½, and no more, as per memorial on file: Resolved by this Assembly, that the memorialist be exonerated and discharged from the sum of £100 0 0 on said rate of 1764, together with the interest thereon by law arisen, and the same is hereby discharged, and the Treasurer of this Colony is hereby ordered to allow and credit the same to said Grant on said rate.

Upon the memorial of Lois Atwater, of New Haven in the county of New Haven, administratrix on the goods and estate of Daniel Atwater late of said New Haven, deceas'd, representing to this Assembly that the debts and charges against the estate of said deceas'd, as allowed by the court of probate within and for the district of New Haven, surmount the moveable personal estate of said deceas'd the sum of £26 7 7½, lawful money; praying some meet person may be impowered to make sale of so much of the real estate of said deceas'd as to pay said sum &c., as per memorial on file: Resolved by this Assembly, that Lieut. David Atwater of said New Haven have liberty and he is hereby impowered and enabled, to sell so much of the real estate of said deceased as amounts to said sum of £26 7 7½, lawful money, with the incident charges arising thereon; taking the advice of the court of probate for said district of New Haven therein.

On the memorial of Mary Marks, administratrix of the goods and estate of Mordecai Marks late of Derby, deceased, shewing to this Assembly that the said deceased before his death was at great expence and trouble in pursuit of one Richard Steel, who had committed burglary in sundry instances, whom said deceased did apprehend and procure to be committed to goal, in consequence whereof said Steel was convicted and punished for said crime, and that he expended in said affair the sum of £9 16 5, lawful money, which sum the said memorialist prays to be allowed her out of the Colony treasury: Resolved by this Assembly, that the said sum of

£9 16 5 be paid to the said Mary Marks, and the Treasurer of this Colony is hereby ordered to pay it accordingly.

Upon the memorial of Stephen Mansfield and Michael Todd, both of New Haven in the county of New Haven, executors of the last will and testament of Capt. Jonathan Mansfield late of said New Haven, deceas'd, representing to this Assembly that the debts and charges against said estate as allowed by the court of probate within and for the district of New Haven surmount the personal or moveable estate of said deceas'd the sum of £78 17 6½, lawful money; praying to be enabled to make sale of so much of the real estate of said deceas'd as to pay said sum &c., as per memorial on file: Resolved by this Assembly, that the memoralists, the said Stephen Mansfield and Michael Todd, have liberty and they are hereby impowered and enabled, to make sale of so much of the real estate of said deceas'd as amounts to said sum of £78 17 6½, lawful money, with the incident charges arising thereon; taking the advice of the court of probate of said district of New Haven therein.

Whereas the General Assembly of the Colony of Connecticut holden at New Haven, 2d Thursday of October, 1770, upon the memorial of Jonathan Trumbull, Esq^{r}, concerning the sale of certain bills of exchange &c., appointed John Chester, Erastus Wolcott, Esq^{rs}, and Capt. Jonathan Wells a committee, to hear, examine and report on what they should find with their opinion thereon, which committee having made their report of their doings and opinion thereupon to this Assembly, as appears by the memorial and report of said committee thereon, on file: Resolved by this Assembly, that the Treasurer of this Colony be directed and he is hereby directed to allow to the said memorialist the sum of £77 3 6, sterling, to be credited to him, on the memorialist's and Colo. Jabez Huntington's, late of Windham, sterling bonds to the Governor and Company, as if paid on the 25th day of June, 1751, and that said Treasurer settle said bonds with the memorialist accordingly.

Upon the memorial of Joseph Pierce of the society of South Britain in Woodbury, and the rest of the inhabitants of said society, representing the difficulties they labor under [40] in building a meeting-house and settling the gospel || ministry among them and that there is a quantity of unimproved lands in said society which are raised in value by means of the settling the gospel among them; praying said lands might be taxed: Resolved by this Assembly, that a tax of two pence per acre yearly for the term of three years

next ensuing the rising of this Assembly be and the same is hereby laid and assessed upon all the unimproved lands in said society, to be improved for payment of the expences of settling a minister and building a meeting-house in said society. And Eleazer Mitchell, of Woodbury in the county of Litchfield, is appointed a collector to collect said tax, with all the powers and authorities usually belonging to collectors of society rates in this Colony.

Upon the memorial of Joel Harvey, of Sharon in the county of Litchfield, shewing to this Assembly that he was collector of the Colony rate for the year 1756, which by order of the Assembly was to be taken in wheat &c.; that a great part thereof was by him received in wheat and duly stored; that the same was damnifyed &c., which was duly estimated and credited in the Treasurer's books, but by accident the same is lost and an execution has now issued for the same; praying for relief in the premises; and thereupon a committee was by this Assembly appointed upon said memorial, who having made their report in which they find that said Harvey was collector and received said wheat, that the same was damnified, apprized and credited in the Treasurer's book, and that an execution has issued and now is in the hands of Sheriff Williams &c., as set forth in said memorial, and that said Harvey ought not to be holden to pay the same &c., as per said report: Resolved by this Assembly, that said execution now in the hands of said Sheriff Williams be returned to the Treasurer of this Colony, and that he give credit to the said Harvey for the same, and that the said Harvey be and he is hereby discharged therefrom as also from all cost and charge arisen on the same.

Upon the petition of Thomas Stratton jun^{r}, *vs.* George Murison, Esq^{r}, preferred to this Assembly at their session in October, 1768, and from thence continued to May, 1769, praying for relief &c., as per petition on file, Ebenezer Syllman, David Burr and Jonathan Sturgis, Esq^{rs}, were then appointed a committee to enquire into the matters complained of and their report to make &c., and said committee having made their report thereof to this Assembly at their session in October, 1769, and the same having been regularly continued to this time together with said petition, and the petitioner now shewing to this Assembly that since said report hath been returned he hath found new and material evidence in said cause which before he knew not of; praying that said committee may enquire further &c., as per remonstrance on file: Resolved by this Assembly, that said committee be and

they are hereby reappointed and fully impowered further to enquire into and examine the matters in said petition complained of, by the oaths of such witnesses as shall be produced as well as by the oaths of the parties, and their report make of what they shall find together with their opinion to this Assembly in October next.

Upon the memorial of Samuel Holden Parsons of Lyme, shewing to this Assembly that he is advised that the small-pox is broke out in his neighbourhood, and he apprehends his family is exposed to take the disease in the natural way; praying for liberty to have them take said distemper by inoculation &c., as per memorial on file: Resolved by this Assembly, that, provided the small-pox has broke out as is supposed, the memorialist have liberty to procure his family to be inoculated for the small-pox in some suitable place in said town, subject to such orders and directions for preventing the spreading said disease as the civil authority and selectmen in said town shall see fit to make; any law, usage or custom to the contrary notwithstanding.

On the memorial of Hannah Tryon and Ely Tryon, executors of the last will and testament of Abiel Tryon late of Weathersfield in the district of Hartford, deceas'd, shewing that the debts and charges paid and due from the estate of said deceased surmount the moveable estate of said deceased the sum of £149 6 9½, lawful money; praying for liberty to sell real estate &c.: Resolved by this Assembly, [41] that the ‖ said Hannah Tryon and Eli Tryon have liberty, and liberty and authority is hereby granted to them, to make sale of so much of the real estate of said deceased as to raise said sum of £149 6 9½, lawful money, to be improved for the payment of the debts of said deceased, with incident charges of sale; taking the direction of the court of probate for the district of Hartford therein.

Upon the memorial of Thomas Wilmot and Joseph Coe, administrators on the estate of the Rev. Mr. Joseph Dennison, late of Middletown in the parish of Midlefield, deceas'd, shewing to this Assembly that the said deceas'd's personal estate was insufficient to pay his debts, and that the estate is justly indebted more than the personal estate the sum of £58 17*s*. 1*d*., as appears by the certificate from the clerk of the court of probate for the district of Midletown, and that the whole of the real estate of said deceas'd is a house and home lot of three acres and half of land and seven acres of meadow, and that the all land without house will not be sufficient to pay the debts, and that it will be for the advantage

of the heirs, which is only two young children the eldest not more than five years old, to have the whole estate sold and the monies over and above what will be sufficient to pay the debts be by the guardians of the children received and laid out for their use, and that the widow be joined with the said memorialists in their request, as per memorial on file: Resolved by this Assembly, that liberty be granted, and that the said administrators with Mrs. Rhoda Denison, the widow of the said deceas'd, are hereby fully authorised to sell the whole of the real estate of the said deceased, and what it shall sell for more than to pay the just debts and incident charges thereon arising be improved for the benefit of the heirs by their guardians; taking the advice of the court of probate for the district of Midletown therein.

Upon the memorial of Ebenezer Grosvenor, of Pomfrett in the county of Windham, representing to this Assembly that he, as conservator to the person and estate of Mr. Abiel Cheeney of said Pomfrett, hath been obliged as such for the payment of said Cheeney's just debts owing and the benefit of his estate to disburse divers sums of money from the time of his appointment, *viz.* in December, 1752, until the 17th day of April, 1770, at which time upon proper audit made of his accounts then subsisting the balance in favour of said Grosvenor was found and allowed to be the sum of £183 4 3¼, lawful money, and praying to this Assembly under the disadvantages the necessary payments have laid him that liberty be granted and an order made that so much of said Cheeney's real estate may be sold for the payment of his, said Grosvenor's, said demand by some person appointed by this Assembly as shall be sufficient to pay the aforesaid sum of £183 4 3¼, lawful money, and the lawful interest thereof from and after the said 17th day of April, 1770, and the incident charges of sale, as per said memorial may appear: Resolved by this Assembly, that Capt. Stephen Keyes of said Pomfrett be and he is hereby authorized and impowered, to make sale of so much of said Cheeney's real estate in the most convenient and beneficial manner for said estate as shall be sufficient to pay said sums abovementioned and the incident charges arising, and make return of his doings to the county court in the county of Windham therein.

Whereas it hath been represented to this Assembly that Moses Rowley, of Kent in the county of Litchfield, obtained a grant of land of the General Assembly in October, 1769, bounded as follows, *viz.* beginning at the northwest corner of a tract of land called Alger's Grant, from thence running

due west to the Colony line, from thence running in said Colony line so far north as the highway that comes from New York government, from thence due east twenty rods across the highway that leads to Fuller's in the country lands, from thence in a straight line to the northeast corner of said Alger's Grant, from thence in the north line of said Alger's Grant to the bounds began at, together with the saw-mill and all his other buildings standing on the premises, which land was granted to said Rowley in recompence for his having purchased in a large tract of land of one Robert Watson, which said Watson bought of the Indians of Scattacook, and the same lands so granted to the said Rowley was represented to be small in comparison of what it really is, and that the General Assembly was deceived in making their said grant: Whereupon this Assembly appoints and authorizes Mr. John Canfield of Sharon to enquire into the matters of said repre- [42] sentation, || and if it shall appear unto him that this Assembly was deceived and imposed upon in making the grant aforesaid, he is hereby directed to summon said Rowley to appear before this Assembly in their sessions to be held at New Haven in October next, to shew cause why the said grant should not be declared void, and that in the mean time no grant or alienation of said lands to be made by said Rowley or any under him be valid in law.

Upon the memorial of William Warner and others, inhabitants of the towns of Windham, Lebanon, Colchester &c., citing the town of Windham and shewing to this Assembly the convenience and necessity of having a good and convenient cart bridge built and maintained over Shetouket River in the town of Windham on the road lately laid from said Windham to New Haven by the committee appointed by this Assembly, and praying that the said town of Windham may be enjoined to build and maintain the same: Resolved by this Assembly, that said town of Windham shall build and maintain forever hereafter a good and sufficient cart bridge over said river and on the road aforesaid, at and over the island in said river where the former bridge or bridges stood, lately carried away by the flood in the winter passed, or at the most convenient place for building the same so as shall be most probable to have the same secure from floods for the future, within forty rods down the stream of said river, as the said town or a committee by them appointed for that purpose shall judge best and most likely to stand, and conform the said road thereto, and that said town shall immediately proceed to accomplish the same; and provided said town of

Windham shall not before the first day of July next call a town-meeting and therein vote to build and maintain the same and conform the road thereto and appoint a committee therefor and tax the said town to pay the expence of the same, and said committee so appointed proceed therein with convenient speed, that in that case Joshua West, William Williams and Henry Champion, Esq^{rs}, shall be and they are hereby appointed a committee with full power to direct, order and build such bridge in such place and conform the road thereto and assess the damage to particular persons, if any be, within the limits aforesaid, as they shall judge best, and have full power and authority to tax said town of Windham and appoint a collector to collect said tax for the expence thereof, on the list of the inhabitants of said town of August, 1770; and that said tax shall be collected and paid to said committee on or before the 25th day of December next, and that said committee shall render to this Assembly an account of their disbursements on account of the expence of building said bridge and paying said damages and of the moneys so raised by said tax so to be laid as aforesaid, to this Assembly to be holden at Hartford in May next.

Upon the memorial of the inhabitants of the town of Litchfield, shewing to this Assembly that there was an overcast made by the listers upon the grand levy of the year 1761, of the sum of £427 0 0, and also on the grand levy of the year 1762, the sum of £1906 19 6, that the rate made on the list 1761 was ten pence on the pound, and that the rate made on the list 1762 was seven pence three farthings on the pound &c.; praying for an abatement of the rates made on said over-casts &c., as per memorial, and a committee being appointed upon said memorial, who having made their report to this Assembly in which they find that there were overcasts made by the listers on the two several years and of the same sums as mentioned in said memorial, and that the rates made on the said several lists were the same for each of said years as therein mentioned, which makes in the whole after deducting the school money arisen on said over casts the sum of £78 4 0, which ought to be abated to said town &c., as per report, which report being accepted, &c.: Whereupon it is resolved by this Assembly, that the said sum of £78 4 0 be and the same is hereby abated to said town of Litchfield, and the Treasurer of this Colony is ordered and directed to give credit to said town for the same accordingly.

Upon the memorial of Asa Yale, Ezra Doud, Asa Yale jun^{r}, Zephaniah Buck, Joel Parks, Gideon Belding, shewing to

[43] this || Assembly that they live within the limits of the first society in Farmington and at so great a distance from the place of publick worship therein that they cannot possibly attend the same, but that they live so near to the place of publick worship in the town of Harwington in the county of Litchfield that they conveniently can and actually do attend the same therein &c.; praying to be annexed with their lands and estates to the ecclesiastical society in said Harwington and be released from all society, school duties and taxes in said first society in said Farmington, as well those taxes or rates already granted and uncollected as all future taxes and duties, &c., as per memorial on file: Whereupon it is resolved by this Assembly, that the memorialists be and they hereby are released and discharged from all future and yet uncollected school and society taxes in said first society in Farmington, and that they together with all their lands and estates be and they hereby are with their said lands and estates annexed to the ecclesiastical society in said town of Harwington to all intents and purposes whatever.

Upon the memorial of John Lawrence, Esq^r^, Treasurer of this Colony, shewing that an order was drawn on him in favor of Robert Walker, Esq^r^, for the sum of £7 15 0, lawful money, signed by Agur Tomlinson and Robert Fairchild, two justices of the peace for Fairfield county, dated the 10th day of October, 1768, which order was presented to and paid by said Treasurer, and that the auditors of the Colony accounts disallowed said order and refused to credit said Treasurer therefor; praying that the same may be carried to his credit in the Colony account, as per memorial on file: Resolved, that said order drawn and paid by the Treasurer as aforesaid be allowed, and that the Treasurer have credit therefor in the Colony accounts.

Upon the memorial of Abel Booth, Jabez Botsford, Ebenezer Ford, all of Newtown in the county of Fairfield, Joseph Peirce of Woodbury in Litchfield county, James Masters, Samuel Squire, Justus Peirce, Abraham Peirce, Israel Stoddard and Charles Homer, all of said Woodbury, preferred to the General Assembly in October last, praying to be allowed out of the Colony treasury their expences &c. in pursuing and endeavouring to detect and bring to publick justice certain persons in this Colony concerned in counterfeiting dollars, Bushnel Bostwick, Benjamin Stiles and Samuel Canfield, Esq^rs^, were appointed a committee, who have reported that said Abel Booth ought to be allowed £1 16 0, Jabez Botsford £5 2 0, Ebenezer Ford £2 0 0, Joseph Peirce £2

15 0, James Masters £1 15 8, Samuel Squire £1 15 8, Justus Peirce £2 4 0, Abraham Peirce £1 14 0, Israel Stoddard £3 9 7, Charles Homer £3 16 0, which report is accepted: Resolved by this Assembly, that said several persons are allowed the said several sums set after their names respectively, and the Treasurer of this Colony is hereby directed to pay to each of said persons the said sum mentioned as aforesaid after his name.

Upon the memorial of Mary Spencer, executrix to the last will and testament of Mr. John Spencer late of East Hadam in Hartford county, deceas'd, shewing to this Assembly that the debts and charges exhibited to and allowed by the court of probate for the district of East Hadam surmount the inventoried moveable estate of said deceas'd the sum of £46 10 4, lawful money, and that the said memorialist was impowered by said deceas'd in said will to sell only six or eight acres of land as should be found needful to discharge the said debts of said deceas'd, and that the said memorialist having sold said eight acres according to the direction of said court of probate and agreeable to the said will for the sum of £24 0 0, lawful money, and there remains still due £22 10*s*. 4*d*. lawful money, from the estate of said deceased, for the satisfying of which debts the memorialist hath nothing in her hands to pay, and praying for liberty to sell so much of the real estate of said deceas'd as shall be sufficient to raise said sum of £22 10 4, lawful money, with incident charges arising on said sale &c., as per memorial on file: Resolved by this Assembly, that the memorialist have liberty, [44] and liberty and ‖ authority is hereby granted to the memorialist, to sell so much of the real estate of said deceas'd as shall be sufficient to raise said sum of £22 10 4, lawful money, with incident charges arising on said sale; taking the direction of the court of probate for the district of East Hadam therein.

Upon the memorial of Rachel Larned and Henry Larned, of Killingley in the district of Pomfret, administrators on the estate of Samuel Larned late of said Killingley, deceased, shewing to this Assembly that the debts and charges arising on said estate surmount the moveable estate thereof the sum of £93 14 11½, and praying this Assembly to impower said administrators or some other meet person to sell so much of said deceas'd's real estate as to make said sum of £93 14 11½ with the incident charges arising on said sale: Resolved by this Assembly, that Rachel Larned, administratrix, and Daniel Learned of said Killingley, have liberty, and liberty

and authority is hereby granted to the said Rachel and Daniel Larned, to sell so much of said deceas'd's real estate as to raise said sum of £93 14 11½ with the incident charges arising thereon; taking the directions of the probate court for the district of Pomfrett therein.

On the memorial of Joseph Hickcox of Durham, conservator of the person and estate of Samuel Wilkinson of said Durham, shewing to this Assembly that he exhibited to the county court of New Haven county, April term last, an account of charge in supporting said Wilkinson and his family from the 12th of April, 1770, till the 12th of April, 1771, amounting to the sum of £41 15 5, also credit, *viz.* the use of the real estate of said Samuel the last year £8 0 0, both which accounts are accepted by said court, and that the balance due to the said conservator is £33 15 5, and that there is no personal estate of the said Samuel to pay said sum; praying to this Assembly for liberty to sell so much of the real estate of the said Samuel Wilkinson as will raise the said sum for the payment of said debt &c.: Resolved by this Assembly, that liberty be granted, and liberty is hereby granted for the selling so much of the real estate of the said Samuel Wilkinson as will raise the said sum of £33 15 5, together with the incident charges of sale, for the discharging said debt; and Samuel Curtiss of said Durham is hereby appointed and fully impowered to make sale thereof accordingly, and make return of his doings to the county court of the county of New Haven.

Upon the memorial of Joseph Morgan, of Groton in the county of New London, shewing that the said Joseph was by the county court held at Norwich in and for the county of New London on the 4th Tuesday of November, 1767, appointed conservator to one Tabitha Widger of said Groton, who then was and continues to be distracted and unable to take care of herself; that the said Joseph carefully expended the whole personal estate of said Tabitha for her support, and also before the first day of June last had expended of his own estate for her support the sum of £3 10 3, lawful money, and since the first of June last and before the 5th day of February last had expended the sum of £9 18 0, lawful money, more of his own estate for the support of said Tabitha, which was by the county court held in New London in the county of New London by adjournment in Feb. last allowed and the cost of said court taxed at £0 11 2, lawful money, which together with the sums abovementioned amounts to the sum of £13 19 5, lawful money, now justly

due to said Joseph as aforesaid; praying this Assembly to grant him liberty to sell the said real estate of said Tabitha to raise money for the payment of the same and for her further support &c.: Resolved by this Assembly, that the said memorialist have liberty, and liberty is hereby granted to the said Joseph Morgan, to sell the said real estate of the said Tabitha and the avails thereof to dispose of so as to pay the said sum of £13 19 5, lawful money, expended as aforesaid, and the residue of said avails to dispose of for the support of the said Tabitha under her present distraction, and to render his account thereof from time to time to the hon^ble^ county court in the county of New London, as to the said court shall be thought reasonable.

[45] Upon the memorial of Joshua Holcomb, conservator of the person and estate of Silence Griffin of Symsbury, representing that he had expended in the support and maintenance of the said Silence the sum of £51 6 9, &c.; praying for liberty to sell so much of the real estate of said Silence as shall be sufficient to pay said sum together with the charge of said sale, as per memorial on file appears: Resolved by this Assembly, that the said memorialist have liberty, and liberty and authority is hereby granted him, to make sale of so much of the real estate of said Silence as shall be sufficient to pay said sum of £51 6 9, lawful money, together with the charge of such sale, and make return of his doings to the county court in the county of Hartford.

Upon the memorial of Samuel Palmer, administrator on the estate of Samuel Palmer late of Hebron, deceas'd, shewing to this Assembly that the debts due from the estate of said deceas'd and charges allowed surmount the moveable estate of said deceas'd the sum of £140 0 0, lawful money, and praying for liberty to sell so much of the real estate of said deceas'd as will be sufficient to raise said sum and incident charges arising thereon: Resolved by this Assembly, that the said Samuel Palmer, administrator, have liberty and liberty is hereby granted to him, to sell so much of the real estate of said deceased as will be sufficient to raise said sum with the incident charges arising on such sale; taking the direction of the court of probate in the district of East Hadam therein.

Upon the memorial of Mary Wright, administratrix on the estate of William Wright late of Hebron, deceas'd, representing to this Assembly that the debts paid and charges allowed due from the estate of the said deceas'd, together with the same allowance made to the widow of said deceased

surmount the moveable estate of said deceas'd the sum of £99 14 10¼, lawful money, and praying for liberty to sell so much of the real estate of said deceas'd as will be sufficient to raise said sum with incident charges arising on such sale: Resolved by this Assembly, that so much of the real estate of said deceas'd be sold as will raise said sum with the incident charges arising thereon; and Capt. Joel Jones of said Hebron is hereby impowered to sell the same; taking the advice of the court of probate in the district of East Hadam therein.

Upon the memorial of Mary Elliot, of Stonington in the county of New London, administratrix on the estate of Asa Eliott late of said Stonington, deceas'd, shewing to this Assembly that the debts and charges due from said estate together with some small allowance made the widow surmount the inventoried personal estate the sum of £43 6 5; praying for liberty to sell so much of the real estate of said deceas'd as to raise said sum of £43 6 5, as per memorial on file: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted to said memorialist, to sell so much of the real estate of said deceas'd as will raise said sum of £43 6 5, lawful money, with the incident charges arising on such sale; taking the direction of the court of probate for the district of Stonington therein.

Upon the memorial of Benjamin Kent of Suffield, executor of the last will and testament of Dudley Kent late of said Suffield, shewing to this Assembly that the debts and charges due from the said Dudley's estate surmount his personal estate £73 1 3, lawful money, for payment of which no provision has heretofore been made, as per memorial on file: Resolved by this Assembly, that said Benjamin have liberty and he is hereby appointed and impowered, to sell so much of the real estate of the said Dudley as to pay the aforesaid sum of £73 1 3, lawful money, and incident charges of sale; taking the direction of the court of probate for the district of Hartford therein.

On the memorial of William Bennit, administrator on the estate of Joseph Couch late of Fairfield, deceas'd, shewing to this Assembly that other debts hath appeared due from said estate since the act of this Assembly impowering him to [46] || sell the sum of £176 5 11½ worth of land, amounting in the whole with a small allowance to the widow to the sum of £19 13 4, and also shewing a mistake happened in comparing the debts with the moveable estate which represented the debts less than they really were the sum of £87 4 3¼;

praying for liberty to sell so much more of the lands of the deceased as shall be sufficient to raise the sum of £106 17 7¼ with the incident charges arising on such sale: Resolved by this Assembly, that the memorialist have liberty, and liberty, authority and power is hereby granted to the memorialist, to sell so much more of the lands of the deceas'd Joseph Couch as shall be sufficient to raise the sum of £106 17 7¼, lawful money, with the incident charges that shall arise on such sale; taking the direction of the court of probate in the district of Fairfield therein.

On the memorial of Samuel Gilbert, shewing to this Assembly that in the year 1757, he being captain of a military company in Hebron in the 12th regiment in this Colony, and that in obedience to the command of the Hon^ble^ Jonathan Trumbull, Esq^r^, the then colonel of said regiment, he purchased four blankets at the price of three pounds, lawful money, and by order of his said colonel he delivered said blankets to Capt. Edmund Wells for the use of the company under his command then in his Majesty's service, for which blankets the memorialist has never received anything: Resolved by this Assembly, that the memorialist receive out of the publick treasury the sum of three pounds, lawful money, and the Treasurer of this Colony is hereby ordered to pay the same.

On the memorial of John Wakeman jun^r^ and Ebenezer Wakeman, administrators on the estate of Seth Wakeman, shewing to this Assembly that the debts and charges due from said estate surmount the moveable estate of said deceas'd the sum of £147 17 1¾, lawful money; praying to be impowered to sell so much of the lands of the deceas'd as shall be sufficient to raise said sum of £147 17 1¾ with the incident charges of such sale, as per memorial on file: Resolved by this Assembly, that the memorialists be and hereby are fully authorised and impowered to sell so much of the lands of the deceas'd Seth Wakeman as shall be sufficient to raise the sum of £147 17 1¾ with the incident charges arising on such sale; taking the direction of the court of probate for the district of Fairfield therein.

Upon the memorial of Joshua Williams of Hartford, administrator on the estate of Jonas Williams late of said Hartford, deceas'd, shewing to this Assembly that the debts and charges due from the estate of said deceas'd Jonas surmount the personal estate of said deceas'd the sum of one hundred and twenty-two pounds three shillings, lawful money, and praying for liberty to sell the lands of said deceas'd

sufficient to pay said sum &c., as per memorial on file: Resolved by this Assembly, that said Joshua Williams, administrator aforesaid, may, and he is hereby appointed and impowered to sell so much of the real estate of said Jonas deceas'd sufficient to pay said sum of £122 3 0, lawful money, and incident charges of sale; taking the direction of the court of probate for the district of Hartford therein.

Upon the memorial of the town of Ashford, shewing to this Assembly that they are in arrear to the Treasurer of this Colony upwards of £300 0 0, through the default of their collector, that they have taken the estate of said collector and secured said arrearage to the Treasurer, and that the selectmen of said Ashford have taxed the inhabitants &c.; praying for forbearance until the rising of the General Assembly in October next, as per memorial: Resolved by this Assembly, that the Treasurer of this Colony do forbear to send any distress against the selectmen of said Ashford until the rising of the General Assembly in October next.

Upon the memorial of Isaac Pinney, Francis Barnard and Mabel Pinney, administrators on the estate of Philander Pinney late of Windsor, deceas'd, shewing to this Assembly that the debts and charges due from the estate of said deceas'd surmount the moveable estate of the said deceas'd [47] the sum of £53 5 8, || lawful money, for which no certificate hath been given; praying for liberty for the memorialists to sell so much of the real estate of the said deceased as will raise said sum of £53 5 8, lawful money, for the payment of said debts, with the incident charges arising on said sale &c.: Resolved by this Assembly, that the said Isaac Pinney, Francis Barnard and Mabel Pinney have liberty, and liberty and authority is hereby granted unto them, to sell so much of the real estate of the said Philander Pinney, deceas'd, as to raise the sum of £53 5 8, lawful money, with the incident charges arising on said sale: taking the direction of the court of probate for the district of Hartford therein.

Upon the memorial of Ozias Hawkins, of Coventry in the county of Windham, executor of the last will and testament of George Hawkins late of said Coventry, deceas'd, shewing to this Assembly that the debts and charges due from the estate of said deceas'd, together with some small allowance of necessaries to the widow of said deceas'd, surmounts the moveable inventoried estate of said deceas'd the sum of £35 14 9, lawful money, and that said deceased in his last will made no provision for the sale of real estate; praying for

liberty to sell so much of the lands or real estate of said deceased as will be sufficient to pay said sum &c., as per memorial on file: Resolved, that the said Ozias Hawkins, the said memorialist, have liberty, and liberty and authority is hereby granted unto him, to make sale of so much of the lands or real estate of said deceased as shall be sufficient to pay said sum of £35 14 9, lawful money, together with the incident charges of such sale; taking the direction of the court of probate in the district of Windham therein.

Upon the memorial of the town of Canaan in the Colony of Connecticut, shewing to this Assembly that one Abiel Fellows, one of the late collectors of the Colony tax in said town, is by reason of a long and expensive sickness in his family rendered unable to finish the payment of the Colony tax in his hands to collect without selling some part of his real estate, which cannot immediately be done for ready cash; praying this Assembly to order and direct the Treasurer of this Colony to take security of the selectmen of said town for the unpaid part of the Colony tax in the hands of said collector amounting to about £200 0 0, lawful money, payable in one year together with the interest and cost thereon arisen: Resolved by this Assembly, that upon the said town of Canaan appointing some suitable person of their inhabitants in their name and in their behalf to make and execute a proper security to the Treasurer of this Colony for the use of the Colony the sums due on the rate mentioned in said memorial and the interest thereon due and payable on or before the 12th day of May next and on interest till paid according to law, and also paying the fees and expences arisen on said execution, and upon such security being given and delivered to the Treasurer by the first day of September next, the Treasurer be and he is hereby directed to receive such security and thereupon balance said rates and endorse said execution satisfyed.

Upon the memorial of Hannah Burton, administratrix on the estate of Stephen Burton late of Preston, deceas'd, shewing to this Assembly that at the General Assembly held at New Haven in October last liberty and authority was granted to the memorialist and Rufus Hatch, to sell so much of the real estate of said deceas'd as would raise the sum of £122 7 11 and incident charges of sale, and that said Hatch has refused to join with the memorialist to sell &c.; praying that some other person might be appointed with the memorialist to sell said real estate, as per memorial on file: Resolved by

this Assembly, that the memorialist and Henry Burton of Preston be and they are hereby authorised to sell so much of the real estate of said deceased as will raise said sum with incident charges; taking the direction of the court of probate for the district of Norwich therein.

Upon the memorial of Millisent Camp of Norwalk, administratrix on the estate of Abraham Camp late of Norwalk, deceas'd, representing to this Assembly that the debts and charges due from the estate of said deceas'd and allowed by the court of probate for the district of Fairfield surmount the moveable estate of said deceased the sum of £235 8 10, law- [48] ful money; praying for liberty to sell so || much of the real estate of said deceas'd as shall be sufficient to pay and satisfy said sum, as per memorial on file: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted to her, to sell so much of the real estate of said deceas'd as sh^ll be sufficient to pay and satisfy said sum of £235 8 10, lawful money, with the incident charges arising thereon; taking the direction of the court of probate for the district of Fairfield therein.

Upon the memorial of Abraham Weed &c., preferred to the General Assembly, praying to be made into a distinct ecclesiastical society, by reason of the difficulties subsisting between them and their pastor, Mr. Robert Silliman, Increase Mosely, Daniel Sherman and Benjamin Hinman, Esq^rs, were appointed a committee at the General Assembly held at Hartford in May, 1770, to enquire and report; which committee reported to the General Assembly held at New Haven in October last, that the difficulties subsisting between the memorialists and their said pastor were such that it was not likely they would ever become reconciled, and that it was best that the memorialists should be made into an ecclesiastical society by themselves &c. To the acceptance of said report the other part of said Canaan objected that such division would ruin said society, and desired if such division should be established to be joined with the memorialists; and Mr. Silliman, their said pastor, signifying in writing his willingness to be dismist from said society upon reasonable terms, and also that he was willing the terms of his dismission should be determined by a committee from the Assembly &c., whereupon it was resolved and ordered, that Daniel Lyman, John Fowler and Samuel Bishop jun^r, Esq^rs, should be and they were appointed a committee to repair to said society, to find out the difficulties that subsisted in said society and how they might in the best manner be remedied,

and if a division of said society should be necessary to report how &c., and if a resignation and removal of their said pastor should be advisable to consider and report what, if anything, should be allowed him &c.; which last appointed committee report to this Assembly that they repaired to said society, caused all parties to be duly notifyed of the time and place of their meeting &c., when the parties appeared and agreed that no division of said society should be made, provided Mr. Silliman might be dismissed from them, and said Mr. Silliman agreed to a regular dismission, provided he could have an equitable allowance made him therefor, so that the only question for said committee to determine was what, if any, ought to be allowed Mr. Silliman, and that upon a full hearing and on due consideration report that it is their opinion that said Mr. Silliman ought to have eighty-five pounds, lawful money, paid him by said society of Canaan, and that said Mr. Silliman unite with them in desiring a regular dismission from said society &c., as per report on file, which report being accepted by this Assembly: Whereupon it is resolved by this Assembly, that the said Mr. Silliman and the church and society of said Canaan ought in pursuance of their said agreement to unite as soon as may be in seeking a regular dismission of said Mr. Silliman from his pastoral relation to them, and upon their so uniting and obtaining such dismission within three months from the rising of this Assembly, the said society shall pay to the said Mr. Silliman the sum of eighty-five pounds, lawful money, exclusive of his salary up to the time of such his dismission, as the same was stated by this Assembly in May last. And in case said society refuse or neglect to unite with said Mr. Silliman in seeking such dismission as aforesaid, his said salary shall continue and be paid till such time as they shall so unite with him for the purpose aforesaid. And in case the said Mr. Silliman shall refuse or neglect to join with said society in seeking such dismission, his said salary shall wholly cease and be de[ter]-mined from and after the end of said three months. And on such dismission being sought and obtained as aforesaid, said society shall pay said sum of eighty-five pounds within two months after said dismission; and that the Secretary, if need be, issue his execution therefor accordingly.

Upon the memorial of Mary Whiting, of New Haven in the county of New Haven, administratrix on the estate of Colo. Nathan Whiting late of said New Haven, deceas'd, shewing to this Assembly that said Nathan in his life time ordered [49] and impowered Capt. Jonathan Wells of || Glastonbury

to sell a certain peice of land lying in Hebron which belonged to said Nathan in his life time, containing forty acres and bounded north partly on Elizur Tillotson and partly on William Buell junr's land, east on said Buell's land, south partly on said Buell's land and partly on Joel Owen's land, and west on said Owen's land and Benjamin Root's land, with a highway running north and south through said farm; and that said Wells, pursuant to said Nathan's desire and order did sell said land to William Dewey of Colchester for the sum of one hundred and twenty pounds, lawful money, and took said Dewey's notes for said sum payable to said Nathan, and said Jonathan gave security to said Dewey to procure a deed of said land from said Nathan to said Dewey, and that before said deed could be obtained from said Nathan said Nathan died; praying that some meet person may be appointed and impowered to give a deed of said land to said Dewey, as per memorial on file: Resolved by this Assembly, that said Capt. Jonathan Wells be appointed and he is hereby appointed and impowered, to make and execute a good authentick deed of said land to the said Dewey, and the same being acknowledged and recorded shall be a good, authentick and lawful title to said land in the said Dewey, and shall be received and deemed as good and sufficient evidence of said title in any of his Majesty's courts as if the said Nathan had given a deed thereof in his life time, to all intents and purposes; and the said Jonathan to be accountable to the said Mary, administratrix, for the avails of said land.

Upon the memorial of James Bill and others, inhabitants of the parish of Goshen in Lebanon, preferred to this Assembly at their sessions in May, 1770, a committee being appointed to affix a place whereon to build a meeting-house in said parish and make report to the Assembly holden at New Haven in October, 1770, which report being by said Assembly set aside and thereupon Erastus Wolcott, Daniel Lyman and John Whiting, Esqrs, being by said Assembly appointed a committee, to repair to said parish of Goshen at the cost of said parish, view the circumstances thereof and hear all persons concerned and affix a place whereon to build a meeting-house for divine service in said parish and make report thereof to this Assembly at their present sessions, which committee have not yet made their report: Resolved by this Assembly, that said Erastus Wolcott and John Whiting, Esqrs, with Samuel Bishop, Esqr, be and they are hereby appointed a committee with the same directions as in the aforerecited appointment, to repair to and view said parish

&c. and make their report thereof to this Assembly at their sessions in October next.

On the memorial of Daniel Booth, of New Town in Fairfield county, conservator on the person and estate of Peninah Turner of said New Town, a person *non compos mentis*, shewing to this Assembly that the hon^ble^ county court within and for the county of Fairfield, in their sessions in April last, allowed your Hon^r's^ memorialist for his trouble and expences in taking care of said Peninah the sum of £23 19 8, lawful money, and she having no personal estate to satisfy said debt, prays this Assembly to impower him or some other meet person to sell so much of her real estate as to pay said debt with the incident charges arising on said sale, as per memorial on file: Resolved by this Assembly, that the memorialist be appointed, and he is hereby appointed and impowered, to sell so much of the real estate of the said Peninah as may be sufficient to pay said debt with the incident charges arising thereon.

On the memorial of Elnathan Judd and Hannah Scott, of Waterbury, administrator and administratrix on the estate of Martha Scott late of said Waterbury, deceas'd, shewing to this Assembly that the debts and charges arising on the estate of the said Martha exhibited and allowed by the court of probate amount to the sum of £30 19 2, lawful money, and that the estate of the said Martha consisted of real estate only; praying this Assembly that they have liberty to sell so much of said real estate as may enable them to pay said sums &c.: Resolved, that the memorialists have liberty and they are hereby enabled to sell so much of the said real estate as to pay said sum of £30 19 2, lawful money, and the incident charges arising thereon; taking the direction of the court of probate for the district of Woodbury therein.

[50] Whereas upon the memorial of the inhabitants of the first society of Farmington, preferred to this Assembly by their agent John Strong, Esq^r^, praying that a committee might be appointed to affix a place whereon to build a meeting-house in said society, Joseph Spencer, Samuel Coit, William Hilhouse, Esq^rs^, were appointed a committee for the purpose aforesaid, and to make report to this Assembly; and whereas said committee have made their report to this Assembly that they have repaired to said society on the 29th day of instant May, notifyed the inhabitants and viewed the circumstances of said society and fully heard them on the matters aforesaid, and have affixed a place to build a meeting-house upon in said society at a stake set down upon the green

about three rods southeasterly from the old meeting-house in said society, the sills of such new meeting-house to include the place where said stake is set; which report is accepted and approved by this Assembly: And thereupon it is resolved by this Assembly, that the place where said stake is set and affixed as aforesaid be and the same is hereby established and affixed to be the place whereon to build a meeting-house for divine worship in said society, to be included within the sills of such house.

Upon the memorial of Mathew Sears, Cornelius Higgins, Abraham Wilcox and Jared Scranton and others, inhabitants of the town of East Hadam, Killingsworth and Guilford, shewing to this Assembly that there is great need of an open road to be laid out from the meeting-house in the first society in East Hadam to New Haven, agreeable to the report made to this Assembly in May, 1769, by Erastus Wolcott and William Wells, Esq[rs], &c., as there is not any road near said reported road that goeth east and west extending from said East Hadam to New Haven, and said road being very necessary for many of the subscribers who live near the same as well as convenient for the people of many of the eastern towns to travel to New Haven in &c., and as said reported road goeth through part of three counties it cannot without great difficulty and expence be laid out in the ordinary course of law by the county courts; which said report of said committee was as follows, *viz:* From the meeting-house in the first society in said East Hadam by the dwelling-house of Daniel Brainard in said East Hadam, and so in the most convenient place mostly in the highway crossing the corner of one or two lots to Chapman's Ferry, and then from said ferry bearing a little to the southward to get round a mountain by Solomon Bates house, and so in the most convenient place to Lieut. Nehemiah Dickinson's in Hadam, and so near the same course near to Mr. Timothy Towner's dwelling-house, and so by Mr. William Wilcox's in Killingworth, and so near the same course in the best and most convenient place to Hamonasset River, and crossing said river near the dwelling-house of one Mr. Stephens and Timothy Scranton's, and so going by said Stephens and Scrantons, and so in the most convenient place to and along by the south side of a pond in Guilford and near the dwelling-house of Esq[r] Chittenden, and so mostly in the road till it comes into the main road that runs southerly from Cohabit meeting-house, then crossing said road and going through Maj[r] Thomson's land and other lots to the dwelling-house of Ensign Jacob Rose, and then in

the open road by North Branford meeting-house and near to the dwelling-house of Mr. Minor Merick, and so crossing a corner of one or two lots, then coming to a lane called Clubb Lane and near the same course till it comes to the house that Mr. Phineas Curtiss lives in in New Haven, and so crossing some lots in the most convenient place to the house of Mr. Stephen Morrishes in said New Haven; and praying that a committee might be appointed to lay and bound out said road agreeable to said report or with some small variation for the better, if it may be, &c., as per memorial on file: Resolved by this Assembly, that Roger Sherman, Joshua West, William Wells and Daniel Brainard, Esq[rs], or any three of them, be and they are hereby appointed a committee with full power and authority to lay out and open a publick highway from said meeting-house in the first society in East Hadam to New Haven in the most convenient place as prayed for in said memorial, and to ascertain and bound out said highway with proper meets and bounds, and also to assess the damages to the respective proprietors of the land where such highway shall be laid out, unless the selectmen of the respective towns and said proprietors agree about the same, and make return of their doings to the General Assembly at their sessions in October or May next; which damages shall be paid by the respective towns through which said highway is laid.

[51] Upon the memorial of Samuel Jones of Stratford, collector of the Colony tax in said town for the year 1758, shewing that he delivered to the sheriff of Hartford county sundry abatements on said rate to the amount of £13 11 10½ and shewed him sundry commitments &c. which would fully have ballanced the sum then due on said rate, and that the same was before the law allowing interest on the rates outstanding &c., and that he has never had any allowance therefor, as per memorial on file: Resolved by this Assembly, that the memorialist have allowed him on the abatements &c. aforesaid the sum of £18 4 5½, and the Colony Treasurer is hereby ordered to credit the memorialist the aforesaid sum of £18 4 5½ on the rate or tax aforesaid as though said abatements had been brought in and allowed before the law was passed obliging the collectors to pay the interest on outstanding rates.

Upon the memorial of Ebenezer Hurd, of Stratford in the county of Fairfield, praying to be released from a bill of cost taxed against him at the superior court held in Fairfield in Feb[y], 1771, amounting to the sum of £8 18 1: Resolved by this Assembly, that said Hurd be released and he is hereby released and discharged from paying said bill of cost.

Upon the memorial of Benjamin Morse, of Canterbury in the county of Windham, situate in the west society of said Canterbury called Westminster, shewing to this Assembly that certain persons, upon the memorial of Josiah Cleveland and others in behalf of the separate congregational church in said society, were exempted by this Assembly from contributing to the support of the established ministry &c. in said town, which grant extended only to individuals therein named, and that the said memorialist was a member of said church and in covenant therewith at the time of said exemption, but then being casually absent from said society was by means thereof only omitted in the entry of the brethren of said church exempted as aforesaid; praying that the benefit of said exemption might be extended unto the said memorialist for the future under the like regulations and restrictions as the other members of said community enjoy: It is therefore resolved by this Assembly, that the said Benjamin Morse shall for the future be exempted from the charge of supporting the established ministry and building and repairing of the meeting-house or houses in said west society in Canterbury aforesaid, in like manner as the other members of said separate congregational church in said Canterbury aforesaid enjoy, and under the like regulations in full with the restrictions.

Upon the memorial of Joseph Brooks, of Haddam in the district of Midletown, administrator on the estate of Joseph Clark late of said Hadam, deceas'd, shewing to this Assembly that the debts and charges due from the estate of said deceas'd with some small allowance made by the court of probate for said district surmounts the moveable part of said deceas'd the sum of £37 19 11, lawful money; praying for liberty to make sale of real estate for payment thereof, as per memorial on file &c.: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted to the memorialist, to make sale of so much of the real estate of said deceas'd as shall raise said sum of thirty-seven pounds nineteen shillings and eleven pence, lawful money, with incident charges of sale; taking the direction of the court of probate in the district of Midletown therein.

Upon the memorial of Mathew Mead of Norwalk, administrator on the estate of Betty Whelpley late of Norwalk, deceas'd, representing to this Assembly that the debts and charges due from the estate of said deceas'd and allowed by the court of probate for the district of Fairfield surmount

the moveable estate of said deceas'd the sum of £7 9 8, lawful money; praying for liberty to sell so much of the real estate of said deceas'd as shall be sufficient to pay and satisfy said sum &c., as per memorial on file: Resolved by this Assembly, that the memorialist have liberty, and authority is hereby granted to him, to sell so much of the real estate of said deceas'd as shall be sufficient to pay and satisfy said sum of £7 9 8, lawful money, with the incident charges arising thereon; taking the direction of the court of probate for the district of Fairfield therein.

[52] Upon the memorial of Michael Dunning, of Fairfield in Fairfield county, representing to this Assembly that in the month of April, 1770, he was apprehended for the criminal business of counterfeiting money and held for tryal at the superior court held in Fairfield in August then next, when the memorialist upon tryal and examination before the grand-jury by said superior court ordered to be summoned for that purpose was acquitted by said grand-jury of the charge of counterfeiting money, without any probable ground of suspicion of guilt: yet the said superior court taxed against the petitioner a bill of cost amounting to £7 1*s.* 8*d.* lawful money; also representing the indigent and distressed circumstances of his family &c.; praying that he may be released from paying said bill of cost &c., as per memorial on file: Resolved by this Assembly, that the memorialist be and he is hereby freed and released from the payment of said bill of cost.

On the memorial of Andrew Brunson, Thomas Osborn, John Waters, John Nettleton, Thomas Fenn, Phineas Royce and Jotham Curtiss, selectmen of the town of Waterbury, representing that Mr. Samuel Scott was by said town chosen collector of the Colony rates on said town for sundry years before the year 1769, and that the said collector is insolvent, and that executions had been issued by the Treasurer for the balances and arrears due on said rates being now about £160 0 0, principal, which the memorialists have undertaken to collect and pay to the Treasurer in behalf of said collector, and that said sum is to be collected from the poorest of the people; praying that they may have time to collect the same, as per memorial on file: Resolved by this Assembly, that on some suitable person or persons thereto authorized and appointed by said town of Waterbury executing and delivering to the Treasurer of this Colony for the use of the Colony a bond or security to the Governor and Company of the said Colony in the name and behalf of said town on or before the

12th day of September next, for the balance due on said rate bills with the interest thereof according to law, payable by the 12th day of May next, then and in such case the Treasurer be and he is hereby ordered and directed to receive the same, balance said rates and endorse said executions satisfyed.

Upon the memorial of William Pitkin, Esq^{r}, late sheriff of the county of Hartford, shewing this Assembly that when sheriff he had sundry Treasurer's warrants in his hands against the collectors of rates for large sums, and that the collection thereof was extremely difficult and embarrassed, and to secure the Colony's interest in the best manner he took deeds of land &c., which lands he has sold some for cash which has been paid to the Treasurer and some he hath sold on credit and taken good security therefor, of which securities there remains in his hands the following notes *viz:* Joseph Church's note for £200 0 0, Gershom Bulkley's do. for £100 0 0, Elias Williams' do. £164 4 3, Abraham Sedgwick's do. £276 0 0, and do. £276 0 0; praying that the Auditors of the publick accounts may examine said obligations &c., and that they may be received by the Treasurer and credited to him, as per memorial on file: Resolved by this Assembly, that the Auditors of the Colony accounts for the time being be and they are hereby directed and impowered to examine said notes and securities, whether they are sufficient and safe for the sums therein contained, and that on said Auditors finding said securities to be safe and sufficient that the Treasurer of this Colony receive the same and credit the memorialist said sum or sums therefor.

Upon the memorial of Joseph Jenkins Freeman, of Norwich, and Joanna his wife, late widow and relict of Thomas Patten late of said Norwich, deceas'd, as she is administratrix on the estate of said Thomas deceas'd, shewing that the sum total of the debts by the court of probate for the district of Norwich allowed to be due from said estate at the time of the death of said Thomas deceas'd amounts to £435 0 5¼, lawful money, and that the personal estate is no more than £207 15 3, which debts surmount the value of said personal estate the sum of £227 5 2¼, lawful money; praying for liberty from this Assembly for said Freeman and his wife together with some meet person by this Assembly appointed with them, to sell so much of the real estate of said Thomas deceased as shall raise the sum of £227 5 2¼, lawful money, for the payment of said debts, together with [53] the incident charges of selling and settling said estate: ‖ Resolved by this Assembly, that the said Joseph Jenkins

Freeman and Joanna his wife together with Elisha Fitch, Esq^{r}, of said Norwich, hereby have liberty and authority to sell and dispose of so much of the real estate of said Thomas deceas'd as to pay the said sum of £227 5 2¼, lawful money, together with the incident charges of selling and settling said estate; taking the advice of the court of probate for the district of Norwich therein.

Upon the memorial of Seth Hills and the rest of the inhabitants of the ecclesiastical society lately established in the township of Winchester in the county of Litchfield, shewing to this Assembly that the lands lying near the centre of said society chiefly belong to nonresident proprietors and are greatly increased in value by means of the making said society, that all the lands within said township have been laid out without appropriating any part for pious or publick uses as has been usual in other new towns, that the lands belonging to the inhabitants were purchased of the nonresident proprietors under an expectation of the other lands being taxed, that they have been at great expence in clearing highways, building bridges, supporting schools &c.; praying that a tax may be granted on all the lands lying within the limits of said society, as well those belonging to nonresident proprietors as others, and also praying for town privileges &c., as per memorial on file: Resolved by this Assembly, that a tax of two pence on the acre annually for the term of two years from the last day of May, 1771, be and the same is hereby granted on all the lands lying within the limits of said society, as well those belonging to nonresident proprietors as others, to be improved and laid out towards building a meeting-house and settling a minister in said society, and that Seth Hills of said Winchester be and he is hereby appointed a collector of the same; and that said township of Winchester with all the inhabitants thereof be, and they are hereby declared to be, one distinct and entire town, with all the rights, powers and privileges, and subject to the same rules and orders, and to be under the same regulations as other towns in this Colony by law have, enjoy and are subject to.

Upon the memorial of Nathan Canfield and Lemuel Canfield, administrators on the estate of Zorobabel Canfield late of New Milford, deceas'd, shewing to this Assembly that the debts, charges and allowances against said estate surmount the moveable part of said estate the sum of £119 4 0½, and praying for liberty to sell real estate &c., as per memorial on file: Resolved by this Assembly, that Capt. Isaac Bostwick

of said New Milford have liberty and he is hereby impowered to make sale of so much of the real estate of the said Zorobabel Canfield deceased as to make said sum of £119 4 0½, lawful money, with incident charges arising thereon; taking the direction of the court of probate for the district of Woodbury therein.

On the petition of Joseph Page, of Stonington in New London county, *vs.* Capt. Thomas Prentice of said Stonington, one of the principal inhabitants and agent of said town, and the rest of the inhabitants of said town, on file, dated October 3d, 1770, by continuance from the session of this Assembly on the second Thursday of October last: The question was put, whether the pleas offered in abatement of said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative.

On the petition of Robert Jemison, of Voluntown in the county of Windham, *vs.* John Lawrence, Esq^r^, of Hartford in the county of Hartford, as on file, dated April 20th, 1771: The question was put, whether the superior court in proceeding to and rendering the judgment complained of in said petition manifestly erred and mistook the law: Resolved by this Assembly in the negative.

On the petition of Joseph Pomeroy, of Suffield in the county of Hartford, *vs.* Noah Pomeroy of Suffield aforesaid, dated September 10th, 1770, as on file, by continuance from the session of this Assembly on the 2d Thursday of October last: The question was put, whether the pleas offered by the respondent in abatement of said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative.

[54] On the petition of Elihu Hall, of Wallingford in the county of New Haven, *vs.* Abel Cook of said Wallingford, as on file, dated September 20th, 1770, by continuance from the session of this Assembly at New Haven on the second Thursday of October last: The question was put, whether there is error in the judgment of the superior court referred to in said petition, as alledged and complained of by the petitioner: Resolved by this Assembly in the negative. *Cost allowed respondent is* £2 15 6.

On the petition of Daniel Bartholomew, of Harwington in the county of Litchfield, *vs.* Isaac Johnson of Wallingford in the county of New Haven, as on file, dated September 29th, 1770, by continuance from the session of this Assembly at

New Haven on the second Thursday of October last: The question was put, whether the pleas offered in abatement of said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative.

On the petition of John Pierce, of Litchfield in the county of Litchfield, and Ruth Patterson, of Farmington in the county of Hartford, as they are the only executors of Major John Patterson of said Farmington deceas'd, *vs.* John Lusk, late of Midletown in the county of Hartford now of Wallingford in the county of New Haven, as on file, dated April 30th, 1770, by continuance &c.: The question was put, whether the pleas offered by the respondent in abatement of said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative.

Upon the petition of Stephen Murray, of New Haven in the county of New Haven, *vs.* John Clause and Abigail his wife of said New Haven, as on file, dated October 4th, 1770: The question was put, whether on the report of a committee to whom the said petition was referred anything should be granted to the petitioner: Resolved by this Assembly in the negative.

This Assembly grants to his Honor Governor Trumbull the sum of one hundred and fifty pounds for the first half of his salary the current year.

This Assembly grants to his Honor Deputy-Governor Griswold the sum of fifty pounds for the first half of his salary the current year.

This Assembly grants to John Lawrence, Esq^{r}, the sum of one hundred and sixty pounds for his salary as Treasurer of this Colony the year past.

This Assembly grants to George Wyllys, Esq^{r}, Secretary of this Colony the sum of twenty pounds for his salary the year past.

Cost allowed to Charles Granger, of Suffield in the county of Hartford *vs.* William Lane of said Suffield, for attendance &c. to answer the petition of said Lane preferred against him, said Granger, and withdrawn by the petitioner, is £2 10 10 L. money.

Cost allowed to Peter Bulkley, Esq^{r}, of Colchester in the county of Hartford, *vs.* Samuel Tozer of said Colchester, for attendance &c. to answer the petition of said Tozer against him, said Bulkley, and withdrawn by the petitioner is £2 15 10, lawful money. *Execution granted Nov. 6th*, 1771.

Capt Parker's
Chart
of
Surveyed Parts
the HON^ble
TENOR
of the Colony of
New England This Map
edicated by Your Honours
ent Humble Serv^t
NER PARKER
1771
to Find y^e Channel
Middle Channel
East Channel
West Channel
South Channel
Shoales
Harbor
Stones
Stent
Shole
EAST BARR
West Rox
Harbors Point
Dry
Four Miles
River Road
ROADS
A Scale of Two English Miles

[55] Cost allowed to Jabez Sherwood, of in the county of , *vs.* Jonathan Brown, of in the county of , for attendance &c. to answer the petition of said Brown preferred against him the said Sherwood and withdrawn by the petitioner, is £2 15 10, lawful money.

Cost allowed to Benjamin Stephens, of Canaan in the county of Litchfield, *vs.* Phineas Stephens, late of Canaan now of Stillwater in the county of Albany and Province of New York, Allyn Curtiss and John Franklyn of said Canaan, for attendance &c. to answer the petition of the said Phineas against him the said Benjamin and withdrawn by the petitioner, is £4 2 8, lawful money. *Ex. granted January 13th*, 1772.

Upon the memorial of the inhabitants of the first society in Farmington, by their agent John Strong, Esq^r^, of said Farmington, preferred to this Assembly, therein representing that said society had agreed and voted to apply to this Assembly to appoint a committee to affix a place whereon to build a meeting-house for divine worship in said society, and praying this Assembly to appoint a committee for that purpose &c., as per memorial on file: Whereupon this Assembly do appoint Joseph Spencer, Samuel Coit and William Hillhouse, Esq^rs^, a committee to repair to said first society in Farmington, view the circumstances thereof, and notify all persons concerned, and affix a place whereon to build a meeting-house for divine service in said society, and make report of their doings to this Assembly at their present session.

Upon the memorial of Mathew Talcott, Esq^r^, George Philips, Silas Dean, Samuel Olcott, John Chenevard and others, inhabitants of the towns lying upon and adjoining to Connecticut River in said Colony, preferred to this Assembly in their sessions at New Haven in October last, shewing that the navigation into and out of said river is difficult, expensive and dangerous, by reason of bars and shoals of sand not sufficiently defined and known at the mouth of said river, and that a compleat chart or map of said bars and shoals with the channels, soundings, &c. hath been lately made by Capt. Abner Parker of Saybrook,* and that buoys or water-

* A copy of the engraved chart belongs to the Conn. Historical Society. For the use of a carefully made tracing, from which the heliotype was taken, I am indebted to the kindness of Mr. Charles L. Burdett of this city.

Capt. Abner Parker, son of Ebenezer and Mary (Smith) Parker, was born in Saybrook, May 14th, 1697, and died March 24th, 1788. He claimed to have discovered a more safe and convenient channel than that which had before been used.

Trade & Maritime Affairs, ii, 94, 138.

marks may be erected and maintained on said bars or shoals by a small duty laid on the vessels sailing into and out of said river, so as to render easy, safe and cheap the navigation into and out of said river; praying for a committee &c., as per memorial on file; upon which memorial at said October session the Hon^{ble} Jabez Hamlin, Esq^{r}, John Ledyard, Esq^{r}, and Mr. Silas Dean were appointed a committee to examine and report to this Assembly, and the said committee not having made any report, and said John Ledyard, Esq^{r}, not being able to attend said business: Resolved by this Assembly, that Capt. John Keith, Mr. Richard Alsop and Mr. Silas Dean be and they are appointed a committee with full power to examine into the several matters in said memorial alledged, and to examine what number of buoys may be necessary for the purpose aforesaid, what the necessary expence of erecting the same will be, what duty upon the vessels sailing into and out of said river will answer such expences, how said buoys when erected may be secured from injuries and trespasses, and to make report of what they shall find in the premises with their opinion of the expediency of erecting such buoys, to the General Assembly to be held at New Haven in October next.

This Assembly was adjourned by proclamation &c. until the Governor, or in his absence the Deputy Governor, shall see cause to call it to meet again.

Teste GEORGE WYLLYS, Secret'y.

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[10] AT A MEETING OF THE GOVERNOR AND COUNCIL OF THE COLONY OF CONNECTICUT CONVENED AT HARTFORD THE 10TH DAY OF MAY, 1771.

Present:

The Honorable Jonth Trumbull, Esq^{r}, *Governor.*
Hon^{ble} Matthew Griswold, Esq^{r}, *Deputy Governor.*

Hez. Huntington, Esq^{r},	Roger Sherman, Esq^{r},	*Assistants.*
Shubael Conant, Esq^{r},	Robert Walker, Esq^{r},	
Elisha Sheldon, Esq^{r},	Abraham Davenport, Esq^{r},	
Eliph^{t} Dyar, Esq^{r},	Joseph Spencer, Esq^{r},	
Jabez Huntington, Esq^{r},	Oliver Wolcott, Esq^{r},	
Wm. Pitkin, Esq^{r},		

The selectmen of New Haven exhibited their account for supporting John Hog and wife &c. with sundries when sick in said town, who were transient persons, amounting in the whole to the sum of £14 0 9, lawful money, which was examined and allowed: Resolved by this Board, that said sum be paid to said selectmen in full of said account. *Order given 13th May, 1771.*

Peter Burnham of Wethersfield exhibited his account of sundries provided for supporting one Patrick Irwin, one of the Colony's poor, amounting in the whole to £16 10, lawful money, which account was examined and allowed in Council: Resolved by this Board, that said sum be paid to said Peter Burnham, and the Treasurer of this Colony pay the same accordingly. *Order given 27th May, 1771.*

The selectmen of Norwich exhibited their account of sundries expended in supporting sundry transient persons sick in said town, amounting to the sum of twenty-seven pound eleven shillings and six pence. as per account on file: Resolved, that said sum be paid said selectmen, and the Treasurer of this Colony is hereby ordered to pay the same accordingly. *Order given 27th May, 1771.*

[11] The selectmen of East Haddam exhibited their account of sundries expended in supporting James Wiggins, a transient person, amounting in the whole to 1 4 9, lawful money, as per account on file: Resolved by this Board, that said sum be paid said selectmen out of the public treasury, and the Trêasurer is hereby ordered to pay the same accordingly. *Order given 23d May, 1771.*

The selectmen of Groton exhibited their account of sundries expended in supporting David Alverson, one of the Colony's poor, amounting to the sum of £13 0 0, lawful money, as per account on file: Resolved by this Board, that said sum be paid said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly.

The selectmen of Danbury exhibited their account of sundries expended in supporting one Williams, a transient person, amounting to the sum of £12 0 0, lawful money, as per account on file: Resolved by this Board, that said sum be paid said selectmen out of the public treasury of this Colony, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 17th May, 1771.*

The selectmen of Sharon exhibited their account of sundries expended in supporting Peter Gimbleton, one of the government's poor. amounting to £10 10 8, lawful money, as per account on file: Resolved by this Board, that said sum be paid said selectmen out of the public treasury of this Colony, and the Treasurer is hereby ordered to pay the same accordingly.

Doctor Perez Fitch exhibited his account &c. of sundries expended in supporting and doctoring George Irons and Elizabeth Pulling, transient persons, by order of the selectmen of Stamford, amounting to the sum of £32 13 0, lawful money, as per account on file: Resolved by this Board, that said sum be paid said selectmen out of the public treasury of this Colony, and the Treasurer is hereby ordered to pay the same accordingly. *Order given May 27th, 1771.*

[12] The selectmen of Middletown exhibited their account of sundries expended in supporting James Churchil, a transient person, who broke his leg in said town, amounting in the whole to the sum of £10 0 3, lawful money: Resolved by this Board, that

said sum be paid out of the public treasury to said selectmen, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 25th May, 1771.*

The selectmen of Stonington exhibited their account of sundries expended in supporting John Semester, a transient person, amounting to the sum of £2 8 6, lawful money: Resolved by this Board, that said [sum] be paid said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 15th May, 1771.*

Doctor Ichabod Warner of Bolton exhibited his account of sundries expended and doctoring one Griffith Meredith, a transient person, amounting to £6 9 9, lawful money: Resolved by this Board, that said [sum] be paid to said Warner out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given May, 1771.*

The selectmen of Milford exhibited their account of sundries expended in supporting and doctoring Christiana Tola, a transient person, amounting to the sum of £27 5 5, L. M.: Resolved by this Board, that said sum be paid said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 27th May, 1771.*

[13] The selectmen of Greenwich exhibited their account of sundries expended in supporting John Bernutt, a transient person, amounting to the sum of £1 19 0, lawful money: Resolved by this Board, that said sum be paid said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 13th May, 1771.*

The selectmen of Farmington exhibited their account of sundries expended in supporting and doctoring Theophilus Sears, a transient person, amounting to the sum of £4 18 4: Resolved by this Board, that said sum be paid to said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 22d May, 1771.*

The selectmen of Brandford exhibited their account of sundries expended in supporting and doctoring John Tafe, a transient person, amounting to the sum of 2 9 11 and 4 3 9: Resolved by this Board, that said sums be paid to said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Orders given 24th May, 1771.*

The selectmen of Windsor exhibited their account of sundries expended in supporting Billy Mammanash, an Indian squaw, when sick, amounting to the sums of 8 1 0 and 3 7 6: Resolved by this Board, that said sums be paid said selectmen out of the public treasury of this Colony, and the Treasurer is hereby ordered to pay the same accordingly. *Orders given 18th May, and 7th June, 1771.*

[14] The selectmen of Woodstock exhibited their account of sundries expended in supporting William Cary and wife, transient persons, amounting to the sum of £2 14 10, lawful money: Re-

solved by this Board, that said sum be paid said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 14th May, 1771.*

The selectmen of Vollentown exhibited their accounts of sundries expended in supporting a transient woman taken in travail, who called her name Phebe Stoning, amounting to £3 1 6, L. M.: Resolved by this Board, that said sum be paid said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 15th May, 1771.*

Jacob Converse of Killingsley exhibited his account of sundries expended in supporting Thos. Simmons, a transient person, amounting to the sum of 1 4 0, lawful money: Resolved by this Board, that said sum be paid said Converse out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 13th May, 1771.*

The selectmen of Woodbury exhibited their account of sundries expended in supporting and doctoring an Indian squaw belonging to Scatacook in Kent, amounting to the sum of £7 0 3, L. M.: Resolved by this Board, that said sum be paid to said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 23d May, 1771.*

Ezekiel Williams, Esq^{r}. exhibited his account of sundries for preparing cake, cyder and cheese &c. for Election, tending the Assembly &c., amounting to £23 1 0, lawful money, * which was allowed in Council.

[15] Ezekiel Fuller of Hebron exhibited his account of sundries expended in supporting William Gramer, a transient person, amounting to the sum of £3 12 0, lawful money: Resolved by this Board, that said sum be paid to said Fuller out of the public

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* The original bill is in *Revolutionary War*, xxxiii, 363, in which volume are several similar bills for other years.

Colony of Connecticut to Ez. Wms.		*Dr.*	
1771. May			
To raisins, cloves, mace, sugar &c. for the cake,	£2	7	9
To Mrs. Ledlie for making &c.,	2	0	5
To flour,		5	10
To 26 q^{r} paper at sund. times @ 1*s.* 4*d.*,	1	14	4
To 16 doz. pipes @ 8^{d},		10	8
To tobacco & candles,	1	10	
To 2 barrels cyder and porterage.	1	4	
To distributing laws and proclamations,	1	5	
To cash pd for sealing-wax,		6	
To my time and trouble, providing &c.,	1	10	
To Tim. Phelps for putting sq. glass and mending bench,		2	
To 30 days attend. on Gen. Assemb. @ 4/ and dinners 1/,	7	10	
To 3 days attend. @ do,		12	
To 1 man to attend. drawing cyder &c.,		3	
To cash pd for 3 mugs,		4	
To cash pd for sundries,		14	
To pd the bell-man,		14	6
To 18 lb. cheese at 4*d.*,		7	6
	£23	1	0

treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 6th June, 1771.*

The selectmen of Groton exhibited their account of sundries expended in supporting one Daniel Stafford, a transient person, amounting to the sum of £6 17 10, lawful money: Resolved by this Board, that said sum be paid to said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 25th May, 1771.*

The selectmen of Lebanon exhibited their account of sundries expended in supporting Griffith Merredith and wife, transient persons, amounting in the whole to the sum of £14 19 11, L. money: Resolved by this Board, that said sum be paid said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 15th May, 1771.*

Upon the memorial of Niles Coleman, of Colchester in the county of Hartford, representing to this Board that within about twelve months past by the providence of God his family have been sorely visited with distressing sickness, called a malignant fever; that he hath lost three children, two of which had arrived to man's estate, one of which he chiefly depended on for his support in old age; that his wife and one son are still exceeding weak and low, and are likely if spared to continue helpless; that he hath but a small estate, not much more than sufficient to defray the doctor's bills, and that without relief his little all will be exhausted and he cast upon the charity of the world and involved in [16] misery and distress; praying for a Brief &c.: ‖ Whereupon it is resolved by this Board, that the said Niles Coleman have liberty to ask the charitable contribution of the religious societies in the towns of Colchester, Hebron and Colchester, [*sic*] and recommend him as an object of their charity and christian compassion.

Upon the memorial of James Pierpoint and others, proprietors of a piece or parcel of meadow or marshy land lying east of the road leading from Wallingford to New Haven in the town of New Haven, in the East Meadow, so called, which is overflowed by salt water, and that with drains and dikes would be rendered profitable to the owners; which land is bounded as follows, *viz:* beginning at the upland between the meadows of Enos Basset and Moses Gilbert and then running eastward until it come to the east side of said Moses Gilbert's meadow, then running southward till it come to the southwest corner of Caleb Ball's meadow, then eastward of south until it comes to James Pierpoint's meadow, then to run east between said Pierpoint and Aaron Gilbert's meadow until it comes to the creek, then by the creek till it comes to the ditch running south between said Pierpoint and Potter's meadow, so called, and to run on the west side of said ditch until it comes to Daniel Todd's meadow, then runs easterly till it comes to said Todd's southwest corner, then runs easterly between said Todd and Pierpoint's meadow until it comes to the easterly side of said

Pierpoint's meadow to said Pierpoint's ditch, and on the west side of said ditch until it comes to the west corner of Isaac Stiles's meadow, and then to run to Turner's creek, so called, and thence until it comes to the southeast corner of John Munson's meadow, then westward of south till it comes to Atwater's point, so called, crossing a small creek in the most convenient place for building a sluice; praying for commissioners of sewers, as per memorial on file: Resolved by this Board, that commissioners be granted as prayed for; and Sam[l] Bishop jun[r], Esq[r], and Messrs. James Pierpoint and Moses Gilbert are appointed commissioners for the purpose aforesaid.

[17] Hezekiah Fitch, Esq[r], sheriff of the county of Fairfield, laid before this Board a resignation of said office under his hand, and praying to be dismissed therefrom &c, which was allowed in Council; and Thaddeus Burr, Esq[r], of Fairfield was appointed Sheriff of said county in the room of said Hezekiah Fitch, and order that he be commissioned accordingly.

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[18] At a meeting of the Deputy Governor and Council of the Colony of Connecticut convened at Litchfield the 15th day of August anno Dom. 1771.

Present: The Honorable Matthew Griswold, Esq[r], Deputy Governor, Elisha Shelden, Eliphalet Dyer, William Pitkin, Roger Sherman, Robert Walker and Oliver Wolcott, Esq[rs], *Assistants.*

Personally appeared Thaddeus Burr, Esq[r], as principal, Messrs. Francis Forgue and Gershom Burr, both of Fairfield in the county of Fairfield and Colony of Connecticut as sureties, and before this Council acknowledged themselves joyntly and severally bound in a recognizance of one thousand pounds, lawful money, to the Treasurer of this Colony, that the said Thaddeus Burr shall well and truly execute the office of sheriff whereto he is appointed, until another shall be appointed in his stead, and answer and pay all damages any person or persons shall sustain by him or any of his deputies unfaithfulness in said office of sheriff aforesaid.

Matthew Griswold, D. Gov[r].

Then the oath by law provided for sheriffs was administered to the abovenamed Thaddeus Burr, Esq[r], by his Honor Matthew Griswold, Esq[r], Deputy Governor, his Honor the Governor being absent. *Test.* Wm. Pitkin, Clerk.

[57] *Anno Regni Regis Georgii tertii undecimo.*

AT A GENERAL ASSEMBLY OF THE GOVERNOR AND COMPANY OF HIS MAJESTY'S ENGLISH COLONY OF CONNECTICUT IN NEW ENGLAND IN AMERICA, HOLDEN AT NEW HAVEN IN SAID COLONY ON THE SECOND THURSDAY OF OCTOBER AND CONTINUED BY SEVERAL ADJOURNMENTS TO THE FIRST DAY OF NOVEMBER NEXT FOLLOWING, ANNOQUE DOMINI 1771.

Present:

The Honorable Jonathan Trumbull, Esq^{r}, *Governor.*
The Honorable Mathew Griswold, Esq^{r}, *Deputy Governor.*

Hezekiah Huntington, Esq^{r},	Roger Sherman, Esq^{r},	*Assistants.*
Shubael Conant, Esq^{r},	Robert Walker, Esq^{r},	
Elisha Sheldon, Esq^{r},	Abraham Davenport, Esq^{r},	
Eliphalet Dyer, Esq^{r},	Wm. Sam^{l} Johnson, Esq^{r},*	
Jabez Huntington, Esq^{r},	Joseph Spencer, Esq^{r},	
William Pitkin, Esq^{r},	Oliver Wolcott, Esq^{r},	

Representatives or Deputies of the Freemen of the several Towns are as follow, viz:

Colo. John Pitkin, Mr. Benjamin Payne, for Hartford.
Colo. Jabez Hamlin, Mr. Richard Alsop, for Midletown.

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*Dr. Johnson sailed from Gravesend for New York August 3d, and arrived at his home on the first of October.

The following is a copy of an address to him by a committee of the General Assembly, and of his reply. *War.* X. 422–424.

To the Honou^{ble} William Sam^{l} Johnson, Esq^{r}.

Sir: We, the subscribers, being appointed by the General Assembly in their present sessions, to return you their thanks for your faithful service while Agent for this Colony at the Court of Great Britain, do, in the name of the General Assembly, return you their thanks for your faithful service while acting in that capacity, and hereby testify their approbation of your constant endeavour to promote the general cause of American Liberty, and your steady attention to the true interest of this Colony in particular.

ROB^{t} WALKER.
G. SALTONSTALL.
BENJ^{a} HALL.
J. CHANDLER.

New Haven,
Octo. 29, 1771.

I want words to express the deep sense I have of the honour the General Assembly have been pleased to confer upon me, and beg you will assure them that I receive it with the warmest gratitude. It was my duty in the situation in which I had the honour to be placed in England, to give the most careful attention to the interest of American Liberty and to the rights of the Colony of Connecticut; and I am extremely happy that my well meant services have been in any degree acceptable to my fellow citizens, for whose approbation and regard I have the highest value. I shall ever consider it as the great honour of my life to have had the thanks of the General Assembly; and they may rely upon it that while I live I shall esteem it my duty to render every service in my power to the Colony of Connecticut, for which I have the highest respect and the most ardent affection. I beg also that you, Gentlemen, will be so good as to accept my best thanks for the very polite manner in which you have been pleased to convey to me the resolution of the Assembly.

WM. SAM^{ll} JOHNSON.

[58] Colo. Isaac Lee, Capt. Fisher Gay, for Farmington.
Majr. Elisha Williams, Mr. John Chester, for Weathersfield.
Capt. Isaac Pinney, Capt. Nathan Johnson, for Stafford.
Colo. Hezekiah Brainerd, Capt. Jabez Brainerd, for Hadam.
Capt. Samuel Chapman, Mr. Samuel Cobb, for Tolland.
Mr. Gideon Granger, Mr. Alexander King, for Suffield.
Mr. John Owen, Mr. Samuel Lawrence, for Symsbury.
Mr. Moses Holmes, Mr. Elijah Fenton, for Willington.
Capt. Joel White, Capt. Thomas Pitkin, for Bolton.
Mr. Reuben Sikes, Mr. Zerah Kibbee, for Somers.
Mr. Ebenezer White, Mr. Nathaniel Freeman, for Chatham.
Mr. John Kimberly, Capt. Jonathan Wells, for Glastonbury.
Mr. Daniel Brainerd, Capt. Dyer Throop, for East Hadam.
Mr. Edward Collins, Capt. Ephraim Pease, for Enfield.
Capt. Henry Champion, Mr. Daniel Foot, for Colchester.
Capt. Samuel Gilbert, Capt. David Barbur, for Hebron.
Mr. Alexander Wolcott, Capt. William Manley, for Windsor.
Majr Erastus Wolcott, Capt. Charles Elsworth, for East Windsor.
Mr. Joshua Chandler, Mr. James A. Hilhouse, for New Haven.
Benjamin Hall, Esqr, Capt. Macock Ward, for Wallingford.
Col. Elihu Chauncey, Capt. James Wadsworth, for Durham.
Mr. James Barker, Majr William Gould, for Branford.
Capt. Timothy Judd, Mr. Joseph Hopkins, for Waterbury.
Capt. John Fowler, Majr David Baldwin, for Milford.
Mr. Joseph Hull, Capt. John Wooster, for Derby.
Mr. John Burgis, Mr. Nathl Hill, for Guilford.
Gurdon Saltonstall, Esqr, Mr. William Hilhouse, for New London.
Majr Benja. Huntington, Mr. Samuel Tracy, for Norwich.
Majr Samuel H. Parsons, Mr. Samuel Selden, for Lyme.
Mr. John Avery, Mr. Timothy Lester, for Preston.
Capt. Nathan Gallop, Capt. Nathan Fish, for Groton.
Capt. Elnathan Stephens, Colo. Aaron Eliott, for Killingworth.
Majr Charles Phelps, Capt. Phineas Stanton, for Stonington.
Capt. John Cockran, Capt. Wm Worthington, for Saybrook.
Capt. David Burr, Mr. Thadeus Burr, for Fairfield.
Colo. Thomas Fitch, Mr. Thomas Belden, for Norwalk.
Majr Charles Webb, Mr. Benja. Weed, for Stanford.
Capt. Nehemiah Beardsley, Mr. Zacheus Towner, for New Fairfield.
Mr. John Chandler, Capt. Henry Glover, for Newtown.
Mr. Joseph Platt Cook, Mr. Daniel Starr, for Danbury.

Capt. John Mead, Mr. Amos Mead, for Greenwich.
Capt. Theophilus Nichols, Mr. John Brooks, for Stratford.
Mr. Philip Burr Bradley, for Ridgefield.
Mr. Hezekiah Sanford, for Reading.
Capt. Jabez Huntington, Mr. Nath[l] Wales jun[r], for Windham.
Maj[r] W[m] Williams, Capt. Joseph Trumbull, for Lebanon.
Capt. Isaac Gallopp, Mr. Moses Kinnee, for Voluntown.
Mr. Bryant Brown, Mr. Ebenezer Learned, for Killingley.
Mr. Constant Southworth, Capt. Sam[l] Gurley, for Mansfield.
Capt. Ebenezer Kingsbury, Mr. Phineas Strong, for Coventry.
[59] Capt. Elisha Child, Mr. Jedediah Morse, for Woodstock.
Capt. Benjamin Sumner, Mr. Ezra Smith, for Ashford.
Colo. Ebenezer Williams, Mr. Thomas Williams, for Pomfret.
Capt. John Douglas, Mr. John Pierce, for Plainfield.
Colo. Jabez Fitch, for Canterbury.
Mr. Jedediah Strong, Capt. Lynde Lord, for Litchfield.
Colo. John Williams, Mr. Simeon Smith, for Sharon.
Mr. Daniel Sherman, Capt. Benjamin Stiles, for Woodbury.
Mr. Ephraim Hubbel, Capt. Moses Averil, for Kent.
Maj[r] Abijah Catlin, Mr. Josiah Phelps, for Harwington.
Mr. Heman Swift, Capt. Thomas Porter, for Cornwall.
Capt. Mathew Gillett, Capt. Abel Merrills, for New Hartford.
Capt. Ebenezer Norton, Mr. Stephen Goodwin, for Goshen.
Capt. Sherman Boardman, Mr. Sam[l] Comstock, for New Milford.
Colo. Thomas Chittendon, Mr. John Evarts, for Salisbury.
Capt. Samuel Forbes, Maj[r] Charles Burrell, for Canaan.
Mr. John Cook, Mr. Noah Marshall, for Torrington.

Jabez Hamlin, Esq[r], Speaker, } of the House of
William Williams, Esq[r], Clerk, } Representatives.

An Act in further Addition to an Act intituled An Act for forming and regulating the Militia and for the Encouragement of Military Skill for the better Defence of this Colony.

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That the towns of Danbury, Ridgefield, Newtown and New Fairfield shall be one entire regiment, distinguished and called by the name of the Sixteenth Regiment, and shall be under the same rules and orders and have the same powers, privileges and advantages as other regiments of this Colony by law have.

An Act to prevent Injustice by the Bills of Credit of the neighbouring Colonies passing in this Colony.

Whereas the passing of paper bills or bills of credit, as a medium of trade, not carrying in the face of them a sufficient security for payment in money to the possessors in a reasonable time the sums therein mentioned, hath formerly proved

very prejudicial to the trade of this Colony and occasioned injustice in dealing, by reason of the depreciation of such bills: Which for the future to prevent,

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That from and after the first day of January in the year of [60] our Lord one thousand seven hundred and seventy-two, || no person or persons shall directly or indirectly utter or receive in any payment, trade or dealing in this Colony any bill or bills of credit emitted or that may be hereafter emitted by any of the neighbouring Colonies, except such bills secure to the possessors thereof, appearing on the face of the bills, the value of the sum expressed in such bills to be paid in silver or gold, in a reasonable time, not exceeding two years if without interest, or not exceeding five years on interest. And whosoever shall be guilty of the breach of this act shall forfeit and pay the sum of five pounds or such greater sum, not exceeding twenty pounds, as the court before whom the conviction is, having respect to the aggravations of the offence, shall judge reasonable: one half of which penalty shall belong to the treasury of the county wherein the tryal is had, and the other half to any person who shall sue for and prosecute the same to effect.

Provided nevertheless, That nothing in this act shall extend to prohibit the currency in this Colony of any of the bills of credit emitted by the Province of New York before the first day of January in the year of our Lord one thousand seven hundred and sixty-eight.

An Act in Addition to a Law of this Colony intituled An Act for the Direction of Listers in their Office and Duty.

Whereas in said act it is enacted, that all traders, tradesmen and artificers shall be rated in the list proportionable to their gains and returns, according to the best judgment and discretion of the listers, but no particular direction being therein given at what rate such gains shall be set in the lists the listers have not acted uniformly therein: For remedy whereof,

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That all traders or shopkeepers in this Colony shall be rated in the list after the rate of ten *per cent.* on the prime cost of all goods, wares and merchandizes which they purchase for sale by retail, (except the produce and manufactures of this Colony.) And all traders by wholesale, tradesmen, artificers, tavern-keepers, and others by law rateable on account of their faculty or business, shall be rated in the list to the amount

of their annual gains, incomes or clear profits by means of their business, according to the best estimate that can be made thereof by the listers, who shall assess such traders, tradesmen &c. by their best discretion, agreeable to the rules aforesaid. But when it appears that any persons have been unsuccessful or sustained considerable losses in their trade, in such cases the listers may make proper abatement for the same. And if any person shall be assessed by the listers for any of the matters aforesaid more than at the rates aforesaid, upon proof thereof, by oath or otherwise, to the satisfaction of the listers, or authority and selectmen, who have right by law to grant relief, such over-charge may be abated.

And be it further enacted by the authority aforesaid, That every curricle, chaise, or other riding wheel-carriage, with a covered top, shall be rated in the list of the owners thereof five pounds; and every open chair and other open top riding wheel-carriage, three pounds. That every dwelling-house of one story high with two rooms and two fire-places on the floor shall be rated and set in the list at twenty shillings; and every such house with three rooms and three fire-places on a floor, at thirty shillings; and those with four rooms and four fire-places on a floor, at forty shillings; and every dwelling-house of two stories high and two rooms and two fire-places on the lower floor, at forty shillings; and every dwelling-house of two stories high with more than two rooms and two fire-places on the lower floor, at three pounds.

And be it further enacted by the authority aforesaid, That that part of said act directing that each dwelling-house having three acres of land adjoining, said land to be set in the list at twenty shillings per acre, be repealed and the same is hereby repealed.

An Act in Addition to one Law of this Colony intituled An Act to prevent Trespasses in taking up and disposing of Saw-Mill Logs and other Timber floating down the Rivulet called Windsor-Ferry River.

[61] Whereas large quantities of logs and other timber, shingles and staves, are floated down said river, and by the floods are carried on to the lands and meadows of particular persons, and the owners of such lands suffer considerable damages thereby: Which for the future to prevent,

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That when saw-mill logs, timber, staves or shingles floating down said river shall be carried on to and lodge on the meadows or improved lands of any particular person, it shall be the duty of the owners or possessors of such lands or

meadows whereon such logs, timber, staves or shingles are lodged, to enter an account of the same on the records of the town clerk of the town where such lands lie, within thirty days next after such logs, timber, staves or shingles shall be found lodged as aforesaid, with the particular marks thereof and length of the timber or logs, and the place where the same are lodged as aforesaid; and the owner of such timber, logs &c. shall on proving his property thereto have liberty to carry off his timber, logs &c. lodged as aforesaid, on paying the owners or possessors of such lands his or their reasonable damages sustained by said timber &c. remaining on and in carrying the same off said lands: to be assessed by the next Assistant or justice of the peace, in case the parties do not agree; and also six pence for entering the same on record as aforesaid.

Be it further enacted by the authority aforesaid, That if no person appear to claim and carry off such logs, timber, staves or shingles within nine months after the record thereof made as aforesaid, the owner of such lands whereon the same are lodged as aforesaid may appropriate the same to his own use; any law, usage [or custom] to the contrary notwithstanding.

Be it further enacted by the authority aforesaid, That if any person or persons shall without liberty first had of the owners or possessors of the lands or meadows whereon such timber logs, staves or shingles are lodged, and the marks recorded as aforesaid, attempt to remove the same or without first paying reasonable damages and said sum for record as aforesaid, such person or persons so offending shall forfeit and pay to the owner or possessor of such lands or meadows the value of such timber, logs, staves or shingles so attempted to be removed; to be recovered by bill, plaint or information.

The Gentlemen nominated by the Votes of the Freemen to stand for Election in May next as sent in to the General Assembly holden at New Haven on the second Thursday of October, 1771, are as follow, viz:

Hon^{ble} Jona. Trumbull, Esq^{r},	Abraham Davenport, Esq^{r},
Hon^{ble} Mathew Griswold, Esq^{r},	William Samuel Johnson, Esq^{r},
Hezekiah Huntington, Esq^{r},	Joseph Spencer, Esq^{r},
Shubael Conant, Esq^{r},	Oliver Wolcott, Esq^{r},
Elisha Sheldon, Esq^{r},	The Hon^{ble} Thomas Fitch, Esq^{r},
Eliphalet Dyer, Esq^{r},	Ebenezer Silliman, Esq^{r},
Jabez Huntington, Esq^{r},	Gurdon Saltonstall, Esq^{r},
William Pitkin, Esq^{r},	Jabez Hamlin, Esq^{r},
Roger Sherman, Esq^{r},	James Abraham Hillhouse, Esq^{r},
Robert Walker, Esq^{r},	Daniel Sherman, Esq^{r}.

[62] Whereas a sum of money is necessary for payment of incident charges of government,

Be it therefore enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That there be forthwith imprinted the sum of twelve thousand pounds in bills of credit on this Colony equal to lawful money, of suitable denominations as the committee herein appointed shall direct, and of the same tenor of the late emission of bills of credit of this Colony, without interest, payable at or before the 10th day of October, 1773, and dated the day of the sessions of this Assembly. And William Pitkin, George Wyllys, Benjamin Payne and Elisha Williams, Esq[rs], or any three of them, are appointed a committee for the purpose aforesaid, to take care that said bills be imprinted with all convenient speed, and to sign and deliver the same to the Treasurer of this Colony, taking his receipt therefor; and the said committee shall be sworn to a faithful discharge of their trust. And the said Treasurer is hereby directed to pay out said bills according to the orders of this Assembly.

And for providing and establishing an ample and sufficient fund to call in, sink and discharge the aforesaid sum to be emitted as aforesaid,

Be it enacted by the authority aforesaid, That a tax of one penny on the pound be and is hereby granted and ordered to be levied on all the polls and rateable estate in this Colony according to the list thereof brought in to this Assembly October, 1771, with the additions; and also a further tax of one penny on the pound be and is hereby granted and ordered to be levied on all the polls and rateable estate in this Colony according to the list thereof to be brought into this Assembly in October, 1772, with the additions; which taxes shall be collected and paid into the treasury of this Colony, *viz:* one half by the last day of December, 1772, and the other half by the last day of September, 1773; which taxes may be discharged by paying the bills emitted by this Colony or lawful money, and the Treasurer of this Colony is hereby ordered and directed to send forth his warrants for collecting the same accordingly.

Whereas it appears by inspection and examination of the accounts of Thomas Life, Esq[r], Solicitor to the Colony in the controversy with the Mohegan Indians, that there is a balance remaining due from the Colony to the said Life of £448 11 5, sterling, and the same hath been allowed and approved and ordered to be paid: Resolved by this Assembly,

that the Treasurer of this Colony be and he is hereby ordered and directed to purchase bills of exchange to the amount of the said sum of four hundred and forty-eight pounds eleven shillings and five pence, sterling, and remit the same with all convenient dispatch to his Honor the Governor, who is hereby desired to forward the same to the said Thomas Life in payment and satisfaction of said account.

Resolved by this Assembly, That John Lawrence, Esq^{r}, Treasurer of this Colony, be and he is hereby appointed, impowered and required, to demand, sue for and receive all debts due to this Colony by sheriffs, agents, attorneys, fees, fines, forfeitures, bonds, notes, mortgages, or any other way whatsoever, and more especially those debts and dues enumerated by the report of John Chester, Jabez Hamlin and William Williams, Esq^{rs}, made and laid before this Assembly at their session in October, *A. Dom.* 1770; and he is hereby impowered to appoint an attorney or attornies for the purpose aforesaid as the exigencies of the causes may require and the same to revoke at pleasure, and the monies so by him received to apply for the payment of the publick debts of this Colony, a true account thereof keep, and the same lay before this Assembly when thereunto required.

Resolved by this Assembly, That James Abraham Hilhouse, Esq^{r}, be appointed, and he is hereby appointed, Agent for this Colony, to sue for, recover and receive the sum due to this Colony from their late Treasurer, Joseph Talcott, Esq^{r}: provided nevertheless, that if said Joseph Talcott, Esq^{r}, will upon request made by said agent deliver him for the use and bene-
[63] fit of this Colony the several notes or obligations ‖ he is said to have had in his hands, and the monies found remaining in his hands as by the report of a committee appointed for that purpose, *viz.* Gurdon Saltonstall, Nathaniel Wales and Nathan Whiting, Esq^{r}, made to this Assembly in October last, amounting to the sum of £926 2*s.* 1*d.* with the annual interest arising thereon, and also secure to this Colony the right and interest in a house and land in Hartford mortgaged by Mr. John Haynes Lord of said Hartford to Mr. Joseph Talcott jun^{r} of said Hartford to the amount of about £300 0 0, or sufficient^{t} security for the value thereof, and thereupon settle the account current with the Colony, acknowledging under his hand what sum the balance thereon due to the Colony amounts to, then said agent is hereby directed to suspend any prosecution in law against said late Treasurer in behalf of the Colony until further orders, and make report to the Assembly in May next. But if said late

Treasurer, Joseph Talcott, Esq^{r}, shall refuse or neglect to comply with the terms aforementioned, then said agent is directed to institute a suit at law against him to recover the balance of accounts due from him to the Colony.

This Assembly having a very grateful sense of the many important services rendered this Colony by Richard Jackson, Esq^{r}, our late Agent at the Court of Great Britain: Therefore,

Resolved by this Assembly, That the thanks of this Assembly be given to said Richard Jackson, Esq^{r}, for his said services and for the great care and faithfulness and steady attention he has ever paid to the true interest of the Colony, and that his Hon^{r} the Governor be desired to communicate the same to him.*

Jabez Hamlin, Esq^{r}, is appointed and joined to the committee appointed by this Assembly in May last to prepare and state the case relative to the western lands &c., to be transmitted to our Agent in Great Britain &c., for advice.

Mr. Jesse Root is appointed to appear before this Assembly as attorney or advocate on behalf of the Colony in all the cases wherein the Treasurer has cited any town or person to shew reasons &c. before this Assembly relative to the payment of any Colony rates.

Resolved by this Assembly, That Eliphalet Dyer, Roger Sherman, and Wm. Samuel Johnson, Esq^{rs}, be and they are hereby appointed a committee to procure some proper and elegant piece or pieces of plate at their discretion, to be presented to Richard Jackson, Esq^{r}, late Agent of this Colony, as a mark of publick esteem and of the high sense the Colony have of his faithful services; such plate to be inscribed with some proper motto expressive of such their respect for him, and that the arms of the Colony be also engraved thereon. And this Assembly do grant a sum not exceeding one hundred and fifty pounds, sterling money, for defraying the expence thereof.

Whereas there appears to be due to William Samuel Johnson, Esq^{r}, on account of his salary and expences while Agent of this Colony at the Court of Great Britain, on adjustment of his accounts with the Colony by a committee appointed by this Assembly, the sum of two hundred and eighty-four pounds fifteen shillings and seven pence, sterling, to balance said accounts: Resolved by this Assembly, that the Treasurer of this Colony be and he is hereby ordered to pay said sum

* In 1773, Yale College conferred the degree of LL D. upon Mr. Jackson.

to the said William Samuel Johnson, Esq^{r}, in satisfaction of said account.

[64] The Sums Total of the Lists of the Polls and Rateable Estate of the several Towns in this Colony for the Year 1771, as returned to this Assembly, viz:

Hartford,	£44219	2	3	Midletown,	£38922	5	0
Farmington,	62511	14	6	Weathersfield,	31011	0	0
Stafford,	10611	0	0	Haddam,	15238	4	9
Tolland,	13587	7	6	Suffield,	19743	0	0
Symsbury,	29400	0	0	Willington,	8141	7	3
Bolton,	10080	0	0	Somers,	3639	10	0
Chatham,	21625	10	0	Glastonbury,	16845	2	0
East Hadam,	26546	1	4	Enfield,	12742	13	0
Colchester,	32598	8	6	Hebron,	22325	8	6
Windsor,	23350	19	10	East Windsor,	26569	0	0
New Haven,	68922	10	7	Wallingford,	49555	18	10
Durham,	11653	14	11	Branford,	21049	10	3
Waterbury,	35806	2	5	Milford,	27694	7	6
Derby,	17418	4	0	Guilford,	34668	4	7
New London,	38156	7	3	Norwich,	65858	19	5
Lime,	29789	9	3	Preston,	24389	6	3
Groton,	25244	11	5	Killingworth,	19211	19	7
Stonington,	37271	13	0	Saybrook,	25036	13	0
Fairfield,	48884	5	10	Norwalk,	40253	14	5
Stanford,	32521	16	3	New Fairfield,	12482	5	1
Newtown,	22505	12	5	Danbury,	29428	7	8
Greenwich,	23622	1	10	Stratford,	50193	0	0
Reading,	12829	1	3	Ridgfield,	17606	6	9
Windham,	31252	2	2	Lebanon,	39102	6	0
Voluntown,	13112	18	0	Killingley,	27113	10	0
Mansfield,	21008	3	6	Coventry,	20670	8	0
Woodstock,	20000	0	0	Ashford,	16177	18	9
Pomphret,	25843	11	0	Plainfield,	14000	16	0
Canterbury,	20377	7	6	Litchfield,	22673	0	0
Sharon,	15383	15	0	Woodbury,	55310	16	7
Kent,	16744	15	6	Harwington,	7568	8	0
Cornwall,	7756	1	0	New Hartford,	8200	12	0
Goshen,	11385	17	0	New Milford,	26711	11	9
Salisbury,	16199	12	0	Canaan,	13699	12	0
Torrington,	5714	5	1				

This Assembly do appoint Jabez Hamlin, Esq^{r}, to be Colonel of the sixth regiment of militia in this Colony, in the room of the late Colo. John Chester, deceas'd.*

This Assembly do appoint Elizur Talcott, Esq^{r}, to be Lieutenant Colonel of the sixth regiment of militia in this Colony,

* Col. John Chester died Sept. 11, 1771, aged 68.

in the room of Lieutenant Colonel Jabez Hamlin preferred by this Assembly to be colonel of said regiment.

This Assembly do appoint Elisha Williams, Esq^r, to be Major of the sixth regiment of militia in this Colony.

This Assembly do appoint Benjamin Hinman, Esq^r, to be Colonel of the 13th regiment of militia in this Colony, in the room of Colo. Ebenezer Marsh who hath resigned.

[65] This Assembly do appoint Bushnel Boswick, Esq^r, to be Lieutenant Colonel of the 13th regiment of militia in this Colony, in the room of Lieutenant Colonel Benjamin Hinman preferred by this Assembly to be Colonel of said regiment.

This Assembly do appoint Oliver Wolcott, Esq^r, to be Major of the 13th regiment of militia in this Colony.

This Assembly do appoint Joseph Platt Cook, Esq^r, of Danbury, to be Colonel of the 16th regiment of militia in this Colony.

This Assembly do appoint Philip Burr Bradley, Esq^r, of Ridgefield, to be Lieutenant Colonel of the 16th regiment of militia in this Colony.

This Assembly do appoint John Chandler, Esq^r, of Newtown, to be Major of the 16th regiment of militia in this Colony.

This Assembly do establish Gideon Hollister to be Captain of the 5th company or trainband in the town of Woodbury.

This Assembly do establish David Judson to be Lieutenant of the fifth company or trainband in the town of Woodbury.

This Assembly do establish Ames Wilson to be Captain of the first company or trainband in the town of Torrington.

This Assembly do establish Mathew Grant to be Lieutenant of the first company or trainband in the town of Torrington.

This Assembly do establish Benjamin Whiting to be Ensign of the first company or trainband in the town of Torrington.

This Assembly do establish Lothrop Tyler to be Captain of the first company or trainband in the town of Wallingford.

This Assembly do establish Stephen Yale to be Lieutenant of the first company or trainband in the town of Wallingford.

This Assembly do establish Abraham Stanly jun^r to be Ensign of the first company or trainband in the town of Wallingford.

This Assembly do establish Thomas Cole to be Captain of the west company or trainband in Westbury parish in the town of Waterbury.

This Assembly do establish Benjamin Richards to be Ensign of the west company or trainband in Westbury parish in the town of Waterbury.

This Assembly do establish Josiah Manning to be Quarter-Master of the troop of horse in the third regiment in this Colony.

This Assembly do establish Peter Chandler to be Ensign of the third company or trainband in the 11th regiment in this Colony.

This Assembly do establish John Cochran to be Captain of the first company or trainband in the 7th regiment in this Colony.

This Assembly do establish Samuel Lord jun^{r} to be Lieutenant of the first company or trainband in the 7th regiment in this Colony.

This Assembly do establish Daniel Gates to be Captain of the 1st company or trainband in the town of Preston.

[66] This Assembly do establish Ebenezer Witter jun^{r} to be Lieutenant of the first company or trainband in the town of Preston.

This Assembly do establish Eliab Farnam to be Ensign of the first company or trainband in the town of Preston.

This Assembly do establish William Johnson jun^{r} to be Captain of the eighth company or trainband in the 5th regiment in this Colony.

This Assembly do establish Joseph Merick to be Lieutenant of the eighth company or trainband in the 5th regiment in this Colony.

This Assembly do establish Elijah Fenton to be Ensign of the eighth company or trainband in the 5th regiment in this Colony.

This Assembly do establish Samuel Allen to be Lieutenant of the second company or trainband in the town of Groton.

This Assembly do establish John Kennady to be Ensign of the second company or trainband in the town of Groton.

This Assembly do establish John Dibble jun^{r} to be Ensign of the third company or trainband in the town of Danbury.

This Assembly do establish William Hubbard to be Captain of the ninth company or trainband in the town of Norwich.

This Assembly do establish Joseph Prindle jun^{r} to be Captain of the first company or trainband in the town of Newtown.

This Assembly do establish Thomas Skidmore to be Lieutenant of the first company or trainband in the town of Newtown.

This Assembly do establish Samuel Ferriss to be Ensign of the first company or trainband in the town of Newtown.

This Assembly do establish Silvanus Graves to be Captain of the 12th company or trainband in the 7th regiment in this Colony.

This Assembly do establish Samuel Pierson to be Lieutenant of the 12th company or trainband in the 7th regiment in this Colony.

This Assembly do establish Aaron Stevens to be Ensign of the 12th company or trainband in the 7th regiment in this Colony.

This Assembly do establish Nathaniel Hart to be Captain of the northeast company or trainband in the town of Wallingford.

This Assembly do establish Elisha Hall to be Ensign of the northeast company or trainband in the town of Wallingford.

This Assembly do establish Abner Porter to be Captain of the troop of horse in the 7th regiment in this Colony.

This Assembly do establish John Waterous to be Lieutenant of the troop of horse in the 7th regiment in this Colony.

This Assembly do establish Allen Leet to be Quarter-Master of the troop of horse in the 7th regiment in this Colony.

This Assembly do establish Samuel Curtiss to be Lieutenant of the first company or trainband in the parish of Northbury in the town of Waterbury.

This Assembly do establish Nathaniel Barns jun^{r} to be Ensign of the first company or trainband in the parish of Northbury in the town of Waterbury.

This Assembly do establish Thomas Baker to be Ensign of the 15th company or trainband in the 11th regiment in this Colony.

[67] This Assembly do establish Henry Champion jun^{r} to be Captain of the south company or trainband in the town of Lyme.

This Assembly do establish Richard Wait jun^{r} to be Lieutenant of the south company or trainband in the town of Lyme.

This Assembly do establish Daniel Chadwick to be Ensign of the south company or trainband in the town of Lyme.

This Assembly do establish Robert Swan to be Cornet of the troop of horse in the eighth regiment in this Colony.

This Assembly do establish Elisha Satterly to be Quarter-Master of the troop of horse in the eighth regiment in this Colony.

This Assembly do establish John Mix to be Captain of the fifth company or trainband in the second regiment in this Colony.

This Assembly do establish Nathan Mansfield to be Lieutenant of the fifth company or trainband in the second regiment in this Colony.

This Assembly do establish James Gilbert to be Ensign of the fifth company or trainband in the second regiment in this Colony.

This Assembly do establish Aaron Fuller to be Lieutenant of the 19th company or trainband in the 11th regiment in this Colony.

This Assembly do establish William Hibbard to be Ensign of the 19th company or trainband in the second * regiment in this Colony.

This Assembly do establish Jabez Comstock to be Lieutenant of the 18th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Zebadiah Ingals to be Captain of the 10th company or trainband in the 11th regiment in this Colony.

This Assembly do establish John Fisk to be Lieutenant of the 10th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Stephen Utley to be Ensign of the 10th company or trainband in the 11th regiment in this Colony.

This Assembly do establish David Kinne to be Ensign of the 5th company or trainband in the town of Preston.

This Assembly do establish Nathan Hurd junr to be Captain of the troop of horse in the 13th regiment in this Colony.

This Assembly do establish Thomas Bull to be Lieutenant of the troop of horse in the 13th regiment in this Colony.

This Assembly do establish James Judson to be Cornet of the troop of horse in the 13th regiment in this Colony.

This Assembly do establish Agur Curtiss to be Quarter-Master of the troop of horse in the 13th regiment in this Colony.

This Assembly do establish Nathaniel Hamlin to be Ensign of the third company or trainband in the town of Sharon.

This Assembly do establish James Morgan to be Captain of the fifth company or trainband in the town of Preston.

[68] This Assembly do establish Asa Partridge to be

* So in the record, but the files shew that the reading should be *eleventh*.

Lieutenant of the fifth company or trainband in the town of Preston.

This Assembly do establish Ozias Pettibone to be Lieutenant of the first company or trainband in the town of Symsbury.

This Assembly do establish Joel Hays to be Ensign of the first company or trainband in the town of Symsbury.

This Assembly do establish Benjamin Burnham to be Captain of the 4th company or trainband in the town of Norwich.

This Assembly do establish Moses Stevens to be Lieutenant of the fourth company or trainband in the town of Norwich.

This Assembly do establish Reuben Bishop to be Ensign of the 4th company or trainband in the town of Norwich.

This Assembly do establish Elisha Warren to be Captain of the 6th company or trainband in the 15th regiment in this Colony.

This Assembly do establish Joseph Gaylord to be Ensign of the 6th company or trainband in the 15th regiment in this Colony.

This Assembly do establish Samuel Sherwood to be Captain of the company or trainband in the society of Stratfield.

This Assembly do establish Jedediah Huntington to be Lieutenant of the first company or trainband in the town of Norwich.

This Assembly do establish Jacob Perkins to be Ensign of the first company or trainband in the town of Norwich.

This Assembly do establish James Cook jun^{r} to be Captain of the 8th company or trainband in the town of Norwich.

This Assembly do establish Timothy Clark to be Lieutenant of the eighth company or trainband in the town of Norwich.

This Assembly do establish Elihu Humphrey to be Captain of the second company or trainband in the town of Symsbury.

This Assembly do establish Noah Phelps to be Lieutenant of the second company or trainband in the town of Symsbury.

This Assembly do establish Abraham Granger to be Captain of the second company or trainband in the town of Suffield.

This Assembly do establish Zephaniah Taylor to be Lieutenant of the second company or trainband in the town of Suffield.

This Assembly do establish William King jun^{r} to be Ensign of the second company or trainband in the town of Suffield.

This Assembly do establish Roger Marsh to be Captain of the second company or trainband in the town of Litchfield.

This Assembly do establish Timothy Judson to be Captain of the first company or trainband in the town of Woodbury.

This Assembly do establish Seth Minor to be Ensign of the first company or trainband in the town of Woodbury.

This Assembly do establish Increase Mosely jun^{r} to be Lieutenant of the north company or trainband in the society of Southbury in the town of Woodbury.

[69] This Assembly do establish Obadiah Platt to be Ensign of the company or trainband in the society of North Fairfield in the town of Fairfield.

This Assembly do establish Abel Hall to be Captain of the company or trainband in the eastern part of North Fairfield and part of North Stratford.

This Assembly do establish Henry Summers to be Lieutenant of the company or trainband in the eastern part of North Fairfield and part of North Stratford.

This Assembly do establish Daniel Bennet to be Ensign of the company or trainband in the eastern part of North Fairfield and part of North Stratford.

This Assembly do establish Thomas Fanning to be Captain of the fifth company or trainband in the town of Groton.

This Assembly do establish Oliver Spicer to be Lieutenant of the fifth company or trainband in the town of Groton.

This Assembly do establish Abel Spicer to be Ensign of the fifth company or trainband in the town of Groton.

This Assembly do establish Timothy Reynolds to be Lieutenant of the first or eastermost company or trainband in the town of Greenwich.

This Assembly do establish Samuel Lockwood jun^{r} to be Ensign of the first or eastermost company or trainband in the town of Greenwich.

This Assembly do establish Fisher Gay to be Captain of the second company or trainband in the 15th regiment in this Colony.

This Assembly do establish John Gill to be Captain of the 17th company or trainband in the second regiment in this Colony.

This Assembly do establish Elisha Booth to be Lieutenant of the 17th company or trainband in the second regiment in this Colony.

This Assembly do establish John Gilbert to be Ensign of the 17th company or trainband in the second regiment in this Colony.

This Assembly do establish Nathaniel Cary to be Lieutenant of the 6th company or trainband in the fifth regiment in this Colony.

This Assembly do establish Joseph Jewett to be Lieutenant of the new company or trainband made out of the third company or trainband in the town of Lyme.

This Assembly do establish Abner Lord to be Ensign of the new company or trainband made out of the third company or trainband in the town of Lyme.

Whereas Roger Sherman, Joshua West, William Wells, and Daniel Brainard, Esq^{rs}, or any three of them, were appointed by the General Assembly held at Hartford in May last, to lay out a highway from the meeting-house in the first society in East Hadam to pass over Chapman's Ferry and through the societies of North Guilford and North Branford to Stephen Morriss' dwelling-house in New Haven, who have reported to this Assembly that they have laid out and bounded said highway, and have given a particular descrip- [70] tion thereof in said report,* which is ‖ accepted and approved by this Assembly and ordered to be recorded by the Secretary on the records of lands of this Colony. And it is further resolved and ordered by this Assembly, that said highway as described in said report shall be opened by the first day of September next, and remain an open publick highway, and all fences and other incumbrances that may remain thereon after the time aforesaid shall be deemed a common nuisance, and it shall be the duty of the surveyors of highways in the respective towns, and lawful for any other person, to remove the same as such; and the damages sustained by any proprietors of lands through which said highway is laid out shall be paid by the inhabitants of the respective towns in which such lands lie, as the selectmen of said towns and parties interested may agree or as the same may be apprized by the aforesaid Joshua West, William Wells and Daniel Brainerd, Esq^{rs}, who are hereby impowered to apprise the same at the cost of the respective towns aforesaid.

Upon the petition of William Coggshall against Edward Allen, preferred to the General Assembly in May, 1770, and by continuance comes to this Assembly: Resolved, that Benjamin Hall, David Wooster and Richard Alsop, Esq^{rs}, be and they are hereby appointed a committee with full power and authority to enquire by the oath of said Allen and other

* The report, seven pages, is in *Travel*, ii, 164.

evidences of and concerning the several matters and things alledged and set forth in said petition, and to report what they shall find with their opinion thereon to the General Assembly in May next.

Whereas upon the petition of Enoch Bolles of New London, preferred to this Assembly at their session at Hartford in May, 1771, against John Dyer, Esq^{r}, of Canterbury in Windham county, and Joanna his wife, Ebenezer Gray of Windham in said county, John Richards of New London, executor to the last will and testament of John Richards, Esq^{r}, late of said New London, Samuel Edgcomb, Richard Dishon and Mary his wife, Samuel Lattimer jun^{r} and Elizabeth his wife, William Coit and Sarah his wife, Richard Law, Esq^{r}, and Anne his wife, Esther Prentice and John Prentice the third, all of said New London in New London county; William Hilhouse, Nathaniel Wales jun^{r}, and Benjamin Huntington, Esq^{rs}, being appointed a committee to enquire into the several matters and things set forth and contained in said petition and make report thereon according to law, and said committee having duly notified and heard the parties have made report to this Assembly of the facts by them found and their opinion thereon, that there is in the hands of the petitionees abovenamed of the estate of said Jonathan Prentice, deceas'd, named in said petition, the sum of £246 3 1¾, lawful money, a part of which sum, *viz.* £180 12 5¾, ought to be paid unto the said Enoch Bolles the petitioner by the abovenamed petitionees &c., as per petition and report of said committee on file; which report of said committee is accepted and the same is hereby approved and accepted: And thereupon it is further resolved by this Assembly, that the petitionees aforenamed shall and do pay unto the petitioner, the said Enoch Bolles, the aforesaid, the sum of one hundred and eighty pounds twelve shillings and five pence three farthings, lawful money, and that execution go forth against them accordingly. *Execution issued Nov. 28th*, 1771.

Upon the petition of Joseph Chew, of New London in the county of New London, preferred to this Assembly, shewing that by reason of many misfortunes in years past sustained in the course of his trade and business he is now from prosperous circumstances reduced to poverty and want and is thereby rendered unable to discharge his just debts &c.; praying to be discharged &c., as by petition on file; and Messrs. William Gould, David Baldwin and Joseph Trum-
[71] bull ‖ being a committee appointed to hear and report

&c. have reported, that having duly notified all the creditors of said Chew they had examined into the circumstances and affairs of said Chew, agreeable to the directions of this Hon^ble^ Assembly, and find that forty-eight of said Chew's creditors whose debts amount to the sum of £15406 0 0, consent that the prayer of said petition should be granted, that seven others of his creditors who have been duly notified and do not appear to oppose, whose debts amount to £910 0 0, that one only of his creditors, *viz.* Richard Derby, of Salem in the Province of Massachusets Bay, appears to oppose the granting said petition, his debt amounting to £160 0*s.* 0*d.* It does not appear to us that he has special reason for his opposition. We find that said Chew has only a few trifles to the amount of not more than ten pounds remaining in his hands in which he has any property, except his books of account and securities in notes and protested bills of exchange, amounting as he estimates them to about five thousand pounds mostly esteemed bad or precarious and which are very uncertain what if anything can ever be recovered on them; that he has really sustained great losses at sea and bad debts &c. Upon the whole, that they are clearly of opinion that upon said Chew's delivering up his estate and effects on oath for the benefit of his creditors into the hands of trustees for that purpose duly appointed, that he be liberated from arrests and imprisonment for the future for and on account of any debt now due or owing from him; as per report on file, which report being accepted: It is resolved and enacted by this Assembly, that Richard Law, Esq^r^, of New London, and Theophilus Morgan, Esq^r^, of Killingsworth, both in the county of New London, be and they are hereby appointed trustees with full power and authority to receive from the said Chew a conveyance of all his estate and effects for the use and benefit of his creditors; and upon the said Chew's delivering and conveying to them all his estate and effects for the aforesaid use they are hereby impowered to proceed with and dispose of said estate and effects in the same manner as trustees appointed by force of a late law of this Colony passed in May, 1765, intituled An act for preventing fraud in debtors and for securing the effects of insolvent debtors for the use of their creditors, and for the equitable division of the estates and effects of such debtors to and among their creditors, were enabled and directed to proceed with and dispose of the estates of insolvent debtors, and that the petitioner be and he is hereby intituled to all the benefits, privileges and freedom from

arrests which insolvent debtors conforming to said act were intituled to, and that he be discharged and he is hereby declared not to be liable to any arrest for debt by him now owing, and that this resolve and act shall be a sufficient warrant to any officer to discharge him from any arrest on account of any debt by him now owing as aforesaid.

Whereas upon the petition of John Bishop, late of New London in the county of New London now of Menis in the Province of Nova Scotia, preferred to this Assembly at their sessions in May, 1771, against John Dyer, Esq^{r}, of Canterbury in the county of Windham, and Joanna his wife, Ebenezer Gray, of Windham in said county of Windham, and John Richards, of New London, executor to the last will and testament of John Richards, Esq^{r}, late of said New London, deceas'd, Samuel Edgcomb, Richard Deshon and Mary his wife, Samuel Lattimer jun^{r} and Elizabeth his wife, William Coit and Sarah his wife, Richard Law, Esq^{r}, and Anne his wife, Esther Prentice and John Prentice the third, all of New London aforesaid in the county of New London; William Hilhouse, Nathaniel Wales jun^{r} and Benjamin Huntington, Esq^{rs}, being appointed a committee to enquire into the several matters and things set forth and contained in said petition and make report thereon according to law; and said committee having duly notified and heard said parties have made report to this Assembly of the facts by them found in the premises and their opinion thereon, that there is in the hands of the petitioners abovenamed of the estate of the said Jonathan Prentice, deceas'd, named in said petition, the sum of £246 3 1¾, lawful money, a part of which sum, *viz.* £65 10 8, ought to be paid unto the petitioner by the petitioners abovenamed &c., as per petition and report on file, which report of said committee is accepted and the same is hereby approved and accepted: And thereupon it is further resolved by this Assembly, that the petitioners aforenamed [72] shall and do pay unto the said John Bishop ‖ the petitioner, the aforesaid sum of sixty-five pounds ten shillings and eight pence, lawful money, and that execution go forth against them accordingly. *Ex. issued November 28th*, 1771.

Upon the petition of Silvester Gardiner, Esq^{r}, of Boston in the county of Suffolk and Province of the Massachusets Bay, against William Jepson, of Hartford in the county of Hartford: Whereas in May last Oliver Wolcott and Thomas Darling, Esq^{rs}, and Capt. Joseph Trumbull were appointed a committee to hear and examine the matters alledged in said petition and also to adjust all accounts and concerns between

said parties and to make report to this Assembly, and the said committee having made no report thereupon: Resolved by this Assembly, that the said Oliver Wolcott and Thomas Darling, Esq^rs, and Capt. Joseph Trumbull be and they are reappointed a committee with the same powers given them by said resolve of this Assembly in May last upon said petition; and they are further directed to return the report they shall make up in the premises to the General Assembly to be holden at Hartford in May next; and also that the person and estate of said Jepson shall be exempted and privileged from any arrest or attachment at the suit of said Gardiner until the rising of the Assembly in May next; and that the consideration of said petition shall be continued until the General Assembly in May next.

Upon the petition of William Jepson preferred to the General Assembly held at Hartford in May last, praying for an act of insolvency &c., Oliver Wolcott and Thomas Darling, Esq^rs, and Capt. Joseph Trumbull were appointed a committee to hear and report &c., and no report has been made: Resolved by this Assembly, that said Oliver Wolcott, Thomas Darling, Esq^rs, and Capt. Joseph Trumbull be and they are hereby appointed a committee on said petition, to hear and report according to law; and the further consideration of said petition and also the act of protection of the said Jepson &c. made and passed in May last be continued to the General Assembly to be held at Hartford on the second Thursday of May next.

Upon the petition of Daniel Goodwin of Hartford, against Samuel Flagg, guardian to Mary Langrell Bigelow and Hannah Bigelow of said Hartford, minors, shewing to this Assembly that Timothy Bigelow, father of said Mary L. and Hannah Bigelow, late of said Hartford, deceas'd, mortgaged to the petitioner his house and home lot containing about three roods of land lying in said Hartford, for the security of seventy-six pounds thirteen and ten pence, lawful money, and defeasible by the said Timothy, his heirs &c., paying the aforesaid sum and interest by the 27th day of April next after the date of said deed, dated the 27th day of April, 1761, &c.; further shewing, that about six years ago he entered and took possession of said premises, and that said heirs are young and said tenement much out of repair, and that it will be for the interest of the heirs to have the same sold and the money it should fetch after paying said mortgage money secured to them with the interest &c.; praying that said premises may be apprized by indifferent men, chosen

by your petitioner and said guardian, at their just value when your petitioner entered thereinto, and that your petitioner be accountable to said guardian for what the value and improvements of said estate shall surmount the debt and interest in said mortgage, and that the heirs be forever foreclosed of any equity of redemption in said premises &c., as per petition on file: Resolved by this Assembly, that said mortgaged premises may and shall be apprized by indifferent men to be mutually chosen by the petitioner and said guardian, taking the advice and direction of the court of probate [73] for the ‖ district of Hartford therein, at their just value when the petitioner thereinto entered, and that the petitioner pay or secure to said guardian for the use of said minors whatever said premises shall be apprized at with the improvements over and above the principal debt, interest and repairs &c., and that thereupon the petitioner shall be quieted in the title to said premises as an absolute indefeasible estate, and the said Mary Langrell and Hannah Bigelow, they and their heirs, shall be forever foreclosed of any equity of redemption in said mortgaged premises.

Upon the petition of John Clark, of Colchester in the county of Hartford, preferred to this Assembly against Jonathan Deming of said Colchester and others his creditors, shewing to this Assembly that by misfortunes and losses suffered in the course of his trade and business in times past he, the said John, is become unable to pay his creditors their just dues, and that he is willing and desirous to deliver up all the goods, estate and effects he has for the benefit of his creditors into the hands of trustees to be appointed for that purpose, and praying that on his so delivering all his said estate &c. his person may be released from any liableness to arrests, suits and imprisonments for any debt now due from him to any of his said creditors, and there being no objections to said petition, and most of the said creditors consenting thereto: It is resolved by this Assembly, that Daniel Brainerd and Jabez Chapman, Esq^rs, with Doct. Thomas Mosely, all of East Hadam, be a committee with full power to hear, examine and enquire into the matters alledged in said petition, and make report thereof with their opinion thereon to this or the next Assembly; and that the said John Clark's person in the mean time be secure and free from any attachment, arrest or imprisonment, for or on account of the debts now due and owing to any his, said John's, creditors.

Upon the petition of Samuel Jones of Stratford, administrator on the estate of James Dunlap late of Stratford,

deceas'd, shewing to this Assembly that Robert Livingston of the city and Province of New York, before the superior court held at Fairfield within and for the county of Fairfield on the last Tuesday save one in August A.D. 1766, recovered a judgment against him on *scire facias* for the sum of £78 12 11, New York money, debt, and for £7 6*s.* 11*d.* lawful money, costs, and that thereupon execution was issued in common form, which not having been levied an alias execution was issued on said judgment against the petitioner for the levying and collecting of the petitioner the sums of said judgment, dated 26th day of August, 1770, and that before the rendering said judgment the petitioner had represented the estate of said deceas'd to the court of probate in Fairfield district to be insolvent, and thereupon commissioners were appointed to examine the claims of the creditors and make their return on the third Tuesday of October, 1766, and that the said Livingston exhibited his debt and cost in said suit to said commissioners, who allowed his said debt to be as is aforesaid and his cost to be but £5 6*s.* 1*d.* lawful money, and that said commissioners having duly reported the debts to said court of probate said estate appears to be deeply insolvent; and complaining that said alias execution was unduly and erroneously issued &c.; praying for relief &c., as per petition on file: Resolved by this Assembly, that said alias execution complained of in said petition be set aside as erroneous, and the same is hereby declared utterly void, and that the parties be returned to the superior court to be holden at Fairfield on the last Tuesday save one in February next, that a new execution for the sum justly due may be ordered and issued.

Upon the petition of John Skinner junr of Hartford, against John Tryon and Justus Smith of said Hartford, preferred to the General Assembly held at Hartford on the second Thursday of May A.D. 1770, shewing that in 1763 he received as deputy sheriff of Hartford county an execution in favour of Hugh Gains of New York for the sum of £149 [74] 9 4, New York money, damages, and £3 11 0½ || lawful money, cost, and that said Smith had not any estate and said Tryon had a good estate in lands and that he applied to said Tryon for said money and said Tryon engaged said Skinner should not be hurt and that he would not dispose of his estate to defeat said Skinner, and thereupon said Skinner permitted said execution to run out and thereby became liable to and in fact paid said debt, and that said Tryon sold his said estate and permitted the said Skinner to take but a

part of the avails thereof, and that said Skinner by the consent of said creditor took out an alias execution for the remaining sum due on said execution and committed said Tryon to prison and said Tryon took the poor prisoner's oath and the petitioner provided money for said Tryon's support to the amount of £3 3 0, and that by accident said Tryon went out of prison the money being expended when the petitioner happened to be out of town on the business of his office &c.; praying that he may have an alias execution for the remaining part of said debt and the cost; upon which petition William Pitkin, William Wolcott and Roger Newberry, Esq^rs, were appointed a committee &c., who made report to the General Assembly held at Hartford in May last, that there is due on said execution the sum of £48 11 5, York money, damages, and £3 12 2, lawful money, for cost of suit, and £4 16 0, lawful money, for fees for committing and supporting said Tryon in prison &c., and that said money was expended and said Tryon went out of goal when said Skinner was abroad on the necessary business of his office, contrary to his intention &c., as by said report on file: Whereupon it is resolved by this Assembly, that said John Skinner jun^r may have an alias execution against said Tryon and Smith for the aforesaid sum of £48 11 5, New York money, damages, and £8 8 2, lawful money, for cost &c., and the clerk of the county court for the county of Hartford is hereby ordered and directed to grant out an alias execution as aforesaid for the aforesaid sums of damage and cost in due form of law.

Upon the petition of Adam Babcock of New Haven, shewing to this Assembly that in the year 1767, Enoch Scott of Waterbury being indebted to the petitioner in a large sum by notes of hand mortgaged to the petitioner, as a collateral security for the payment of said debt, a certain tract of land situate in said Waterbury, in quantity about forty acres, bounded north on highway, east on land of Charles Warner, south on land of said Warner in part and partly on land of Samuel Scott, and west on land of said Scott, by his deed well executed and recorded, dated 31st day of March, 1767, and that said money not being paid he brought his action at law and recovered the seizin and possession of said land, when he found the same incumbered with a prior mortgage, which he was obliged to purchase in, and that afterward: *viz.* on the first day of November, 1770, it was agreed between said Scott and the petitioner in writing under their hands and seals, that Samuel Bishop of New Haven, Esq^r, and Samuel

Lewis of Waterbury should apprize said mortgaged premises and that the petitioner should take it at the apprisal, and in case it should exceed the petitioner's debt which was then agreed upon, that then he should pay the surplus to said Scott, but if it fell short that then said Scott should forthwith pay such wantgage to the petitioner and that the said Scott should thereupon directly release his equity of redemption to said mortgaged premises, and that such apprisal was soon after had and made, and that said Scott totally refused to abide his said agreement &c., and praying for relief &c., as per petition on file; and a committee having been appointed to inquire into the matters in said petition complained of, and to make their report, have now reported that they had heard the parties thereon, and that they find that the matters in said petition complained of are truly stated, and further that they find that the whole sum now due to the petitioner from said Scott is £161 18 9, lawful money, and give it as their opinion that upon said Scott's paying to said Babcock said sum of £161 18 9 by the first day of March next, that then said Babcock shall reconvey to said Scott said mortgaged premises, and that he should likewise discharge said Scott from an execution which the petitioner now has against him that has been issued on a judgment of New Haven county court in April last in his favour against said Scott, and that in default of such payment said Scott ought after that time to be forever foreclosed of his said equity of redemption, as per said report on file appears, which report is now accepted: [75] ‖ And thereupon it is resolved and decreed, that if said Scott shall well and truly pay unto the said Babcock said sum of £161 18 9, lawful money, at or before the first day of March next with the lawful interest therefor, that then said Babcock shall be and he is hereby ordered and directed to reconvey back to said Scott said mortgaged premises and also to discharge the aforesaid execution in said report mentioned. And it is further resolved and decreed, that in case said Scott shall not pay said debt and interest to said Babcock by said first day of March, that then said Scott, his heirs and assigns, shall forever after said first day of March next be entirely excluded from and foreclosed of any equity of redemption in and unto said mortgaged premises, and shall thence after be forever utterly debarred of ever again having and redeeming the same to him or them.

Upon the petition of Seth Veits and Ruth his wife, of Symsbury in the county of Hartford, shewing that Phineas Sheldon of Suffield in said county, as he is administrator in

right of his wife Ruth on the estate of one Simeon Smith of said Suffield, deceas'd, father of the said Ruth Veits, had received sundry sums of money due to said estate and other effects, as also the use and profits of certain lands the proper estate of the said Simeon, which he had never exhibited to the court of probate or any way accounted for, which belongs to the petitioners in right of the said Ruth Veits, she being the only child and heir of the said Simeon; and whereas a committee hath been appointed to hear and examine the several matters alleged and complained of and have now reported the same with their opinion thereon, and the same being accepted and approved &c., as per memorial &c.: Resolved by this Assembly, that the said Phineas Sheldon shall pay to the said Seth and Ruth Veits the sum of £48 11 0, lawful money, and that upon the said Seth and Ruth Veits making and tendering to the said Ruth, wife of the said Phineas, a lease of one third part of a certain piece of land situate in Sandisfield in the Province of the Massachusets Bay, being lot No. 12 in the first division, being the estate of the said Simeon, securing to her the use and improvement thereof during her life, or lodging said lease in the hands of the Secretary of this Colony for the use of the said Ruth Sheldon, that the Secretary shall grant to them, the said Seth and Ruth Veits, an execution in due form of law against the said Phineas Sheldon for the aforesaid sum and for such sum of costs as may now be allowed against him. *Cost allowed petitioners is* £27 2 8, *lawful money. Execution granted Nov. 4th*, 1771.

Upon the petition of John Seymour against Benjamin Colton, guardian to Elisha Clerk, preferred to the General Assembly in May last, praying to be relieved against a note of about eight pounds given to said Colton for the use of said Elisha, suggesting it was delivered on certain conditions and that said conditions had not been performed &c.; praying for an enquiry by the oath of the parties &c.; upon which Solomon Whitman, Roger Newberry, Esq^rs, and Capt. John Keith were appointed a committee &c., which committee report to this Assembly that they have duly heard and examined the matter and find that said note was given for a just and valuable consideration, and not upon condition as suggested in said petition, and that the same is justly due &c., as by the report on file, which report being accepted: It is resolved by this Assembly, that the petitioner take nothing by his said petition, and that the petitionee, said Colton, recover his cost.

Upon the petition of Samuel Thacher, of New Haven in the county of New Haven, against John Vaugn and William

Bement, both of Lebanon in the county of Windham, Joshua West, William Williams and Jonathan Trumbull jun^{r}, Esq^{rs}, were appointed a committee by the General Assembly in May last, which committee have made report that said Vaughn ought to pay to the petitioner the sum of £1 10 0, lawful money, and that said Beament upon the petitioner's paying or tendering the sum of £11 17 4, lawful money, ought to reconvey to the petitioner by some proper deed or instrument a certain piece of land, bounded west on a highway, north on [76] said Beament, east and south on Samuel Davis, ‖ containing seven acres, being the land conveyed by the petitioner to said Beament, except two acres and one half of said piece of land on the northerly side thereof to extend and be of equal width from front to rear and adjoining to said Beament's land: Resolved by this Assembly, that said Vaughn shall pay unto the petitioner thirty shillings, lawful money, and that upon the payment or tendry of said sum of £11 17 4, lawful money, by the petitioner to said Bement he, said Beament, shall execute and deliver to the petitioner a deed of said seven acres of land with the said exceptions; and if said Beament shall refuse and neglect to do the same he shall incur the penalty of one hundred pounds, lawful money. *Cost allowed petitioner is* £5 18*s.* 2*d.* *Ex. granted March*, 1772.

Whereas William Cobb, of Windham in the county of Windham, hath preferred his petition to this Assembly against Ebenezer Storer and others the creditors of him the said William, praying that he may be freed from any further arrests or imprisonment upon his delivering up his estate and effects for the use of his said creditors, and that a committee may be appointed &c., and that he may in the mean time be liberated from his present confinement in the common goal in said Windham where he is now holden only at the several suits of one Jabez Perkins and Henry Baldwin of Norwich, and the parties now appearing and no objection being made against the motion for the appointment of said committee &c.: Resolved by this Assembly, that Daniel Lathrop, Esq^{r}, of Norwich, Capt. Joseph Trumbull of Lebanon, and Capt. Experience Storrs of Mansfield be a committee in this case, with full power to examine and enquire of the several matters alledged in said petition, and make report thereof with their opinion thereon to this or some future Assembly, and that the said William Cobb, the petitioner, be in the mean time liberated from his said imprisonment as aforesaid.

Whereas upon the petition of Seth Wales of Norwich, preferred to this Assembly at their session at New Haven in

October, 1770, against Israel Smith late of Hebron, said Assembly afterwards at their session at Hartford in May, 1771, did appoint Col. John Pitkin, Major Williams and Elisha Lathrop, Esq^rs, a committee to enquire into all matters and things set forth and alledged in said petition and make report thereon according to law, as per petition on file; and whereas said committee have made their report in the premises to this Assembly of the matters of fact by them found, as stated in said report, together with their opinion thereon, *viz.* that the settlement made by said parties in an amicable and peaceable manner ought in equity and good conscience to bind and conclude said parties and not to have been stirred or either of the suits mentioned in said report to have been brought nor said Smith to take any benefit of said judgment on said arbitration note mentioned in said report nor of any transactions relative to said accounts subsequent to their said settlement &c., as per report on file, which report of said committee is accepted and the same is hereby approved and accepted: And thereupon it is resolved by this Assembly, that the said judgment on said arbitration note recovered in favor of said Smith against the said Seth Wales, the petitioner, before the county court held at Hartford by adjournment on the fourth Tuesday of January, 1770, for the sum of £14 6 10, lawful money, debt, and £7 7 11, like money, cost, be vacated and the same is hereby vacated and made null and void, as also the execution thereon issued, and that all proceeding with said execution consequent thereon and relative thereto shall cease and be no further prosecuted, as fully as though said execution had been paid and satisfied, and that the petitioner recover his cost, which is allowed to be £19 10 9, lawful money. *Execution granted Nov. 2d*, 1771. *Alias ex. granted Jan'y 27th*, 1772.

Upon the petition of Daniel Hooker against Aaron Yale, preferred to the General Assembly in May last, alledging that the petitioner was drawn in to execute two notes of hand to the petitionee, one for twenty pounds, lawful money, [77] || dated the 19th day of October, 1769, and one for forty pounds, lawful money, dated the third day of January, 1770, for no just or valuable consideration, and that said Yale had got judgment on both said notes for the sums thereof and costs; Isaac Kellogg, Solomon Whitman and Roger Newberry, Esq^rs, were appointed a committee to hear and report, who have accordingly made report that said notes were given for no just or valuable consideration, and said Yale had recovered judgment on each of said notes for the sums

thereof and cost, and that the same is now in execution, and offer it as their opinion that the judgments and executions on the aforesaid notes ought to be vacated, disanulled and set aside &c., as per report on file, which report being accepted and approved: It is thereupon resolved by this Assembly, that the judgments aforesaid and executions obtained on the aforesaid notes be and they are hereby declared null and void, and all further proceedings thereon to cease forever, and the petitioner is hereby wholly acquit, exonerated and discharged therefrom.

Upon the petition of Jonathan Osborn, of New Haven in the county of New Haven, representing that he hath advanced large sums of money towards building an addition to the meeting-house in the society of White Haven, a committee was appointed by this Assembly in May last, to hear, examine and make report, which committee have returned their report, that there is now due to said Osborn £89 12 6, lawful money, and that there is due from the several persons hereafter named the several sums mentioned next after their names, *viz:*

Noah. Potter,	£0	16*s.*	0*d.*	James Gilbert,	£5	14*s.*	6*d.*
Samuel Beacher,	11	10	3	Tilly Blachsley,	0	15	4
Stephen Ford,	1	17	6	James Pierpoint,	4	5	0
Samuel Wilmot,	0	13	3	Phineas Bradley,	1	4	9
Thomas Trowbridge,	1	0	0	Samuel Bishop jun^{r},	1	1	0
Samuel Humphreville,	1	5	9	Ichabod Page,	2	0	0
Asa Todd,	0	10	3	Jeremiah Atwater,	9	14	11

Which sums are due for subscriptions and pews, and several persons who were undertakers have failed of paying their proportionable parts which are hereafter added to their names, *viz:* Samuel Beacher £8 6 2, Silas Allen £8 6 2, John Gilbert £8 6 2, Aaron Gilbert £8 6 2, and the petitioner himself £8 6 2, and that said sums still leave a balance of £5 13 2 due to the petitioner, which being divided among the undertakers, being fifteen in number, *viz.* Daniel Lyman, David Austin, Nathan Beers, Medad Lyman, Silas Allen, Samuel Austin, Samuel Bishop jun^{r}, Roger Sherman, Esq^{r}, John Mix, Jeremiah Atwater, Jonathan Osborn, John Gilbert, Aaron Gilbert, Samuel Beacher and Phineas Bradley, makes £0 7*s.* 6*d.* to each undertaker, which report is accepted and approved: Whereupon it is resolved by this Assembly, that the abovesaid undertakers have the pews in the addition to said meeting-house yet remaining unsold and undisposed of, and shall each respectively have liberty to dispose of the same in order to indemnify themselves on account of the losses by them sustained; and that the several persons mentioned in the said report from whom monies are due and

coming by subscription or as undertakers shall pay unto the petitioner the several sums in said report annexed to their names and the sums found due from them as undertakers and subscribers or as purchasers of pews and also the cost arisen upon the petition of the said Osborn, except his own proportionable part, and that each of said persons shall pay of said cost in proportion to the sums by them respectively owing as aforesaid, which cost, exclusive of the petitioner's proportion, is £10 18 0, and that the Secretary shall accordingly issue a warrant properly directed to collect of said several persons the said sums with costs of levying, in order to be paid over and delivered to the said Osborn. *Ex. granted Nov. 2d, 1771.*

Upon the petition of Wait Goodrich &c. against Samuel Wright, William Wolcott, John Pitkin and Benjamin Payne, Esq^rs^, were appointed a committee at the General Assembly held at New Haven in October, 1770, to hear and report thereon according to law, which committee have accordingly made report, as on file, which report being accepted: It is thereupon resolved by this Assembly, that the petitioners recover nothing on their said petition, and that the same be dismissed, and that the petitionee recover his cost.

[78] Upon the petition of Jonas Wilds, of Colchester in the county of Hartford, preferred to this Assembly against Dudley Wright of said Colchester and others his creditors, shewing to this Assembly that by misfortunes and losses suffered in the course of his trade and business in times past he is become unable to pay his creditors their just dues, and that he is willing and desirous to deliver up all the goods, estate and effects he has for the benefit of his creditors into the hands of trustees to be appointed for that purpose, and praying that on his so delivering up all his said estate &c. his person may be released from any liableness to arrests, suits and imprisonment for any debt now due from him to any of his said creditors, and there being no objection to said petition and most of the said creditors consenting thereto: It is resolved by this Assembly, that Henry Champion, Esq^r^, Mr. Joseph Isham jun^r^ and Mr. Charles Foot, all of Colchester aforesaid, be a committee with full power to hear, examine and enquire into the matters alledged in said petition, and make report thereof with their opinion thereon to this or the next Assembly; and that the said Jonas' person in the mean time be secure and free from any attachments, arrests or imprisonment for on account of the debts now due and owing to any his, said Jonas', creditors.

Upon the petition of Joseph Church and Elihu Humphrey &c. against Rachel Dowe &c., Colo. John Chester, Major Erastus Wolcott and Mr. Ebenezer Plummer were appointed a committee by the General Assembly in May last to hear and report according to law, and the said Colo. Chester being removed by death before any report was compleated &c.: Resolved by this Assembly, that Colo. Jabez Hamlin, Majr Erastus Wolcott and Mr. Ebenezer Plummer be and they are hereby appointed a committee on said petition to hear the same and make report according to law; and said petition is hereby continued to the General Assembly to be held at Hartford on the second Thursday of May next.

Whereas William Tiley, Daniel Marsh and William Knox, the heirs of Doct. Normand Morison, deceas'd, did present their petition to this Assembly in May last against John Walker of Bolton, the only acting executor of said Doctor Morrison, for relief in equity in a certain judgment and execution against them for a large sum in favour of said Walker, which petition was by this Hon[bl]e Assembly in May last continued to this time, which petition cannot now be heard or considered: Resolved by this Assembly, that said petition be continued to the General Assembly to be held at Hartford in May next, and that said execution and all process and proceedings thereon in the mean time stayed and suspended.

Whereas John Chester, Erastus Wolcott and Roger Newberry, Esq[rs], were appointed a committee in May last upon the petition of Samuel Talcott, Esq[r], and others against James Nichols, and nothing being had or done thereon by reason of the intervening decease of the said John Chester, Esq[r], &c.: Resolved by this Assembly, that the said Erastus Wolcott and Roger Newberry, Esq[rs], and Capt. Jonathan Wells be a committee to hear, examine and report on the petition aforesaid, and that the same be continued to the session of this Assembly in May next.

Upon the petition of Jonathan Ashley of Hartford, against William Hooker of said Hartford, John Chester, John Pitkin and Thomas Hosmer, Esq[rs], were appointed a committee at the General Assembly held at Hartford in May last, and said John Chester, Esq[r], is deceas'd, and said commission not executed: Resolved by this Assembly, that John Pitkin, Thomas Hosmer and Elisha Williams, Esq[rs], be and they are hereby appointed a committee on said petition, to hear and report make according to law; and said petition is continued to the General Assembly to be held at Hartford on the second Thursday of May next.

Upon the petition of Thomas Stratton junr of Stratford, against George Muirson, Esqr, &c., the committee appointed [79] to enquire into the matters ‖ complained of and report &c., *viz:* Ebenezer Silliman, David Burr and Jonathan Sturgiss, Esqrs, made their report to this Assembly in May last, and said petition was continued to this Assembly, and said committee were then reappointed to enquire further into the matters complained of in said petition and their report to make to this Assembly, and said committee not having finished their enquiry: Resolved by this Assembly, that said committee be and they are hereby reappointed and fully authorised and impowered further to enquire into the matters in said petition complained of, in the manner that they were directed to by this Assembly in May last, and their report to make of what they shall find to this or some future Assembly.

Whereas Hezekiah Belden of Norwalk bro't his petition to said Assembly in October last, against Charles McEvers, Samuel Bayard junr and others, all of New York and county of New York, praying a particular application of payments &c. made to said McEvers &c., as per petition or copy thereof remaining; and also whereas the said Hezekiah hath upon pretence the said first petition is lost preferred another petition to this Assembly praying relief &c.; and furthermore, whereas it is mutually agreed by the parties to substitute instead of said first petition a copy thereof: Therefore, it is resolved by this Assembly, that the copy of said first petition be substituted and the same is hereby substituted in the stead of said first petition, and that Messrs. Richard Alsop, David Baldwin and Thomas Darling be appointed a committee to hear the matters in said copy alledged and report the same with their opinion thereon to this Assembly in May next.

Whereas an execution hath been issued by the Treasurer of this Colony against the selectmen of the town of Hartford for a large sum which had been assigned to Elihu Wadsworth, a constable and collector of the Colony tax, and is now in the hands of the sheriff of the county of Hartford, and the selectmen having now preferred a memorial for relief in that respect which cannot be heard at this time: Resolved by this Assembly, that the said sheriff do and he is hereby ordered and directed to suspend any proceedings on said execution till the session of this Assembly in May next, to which time said memorial of said selectmen is continued.

Upon the memorial of Thomas Fitch junr of Norwalk, the only surviving executor of the last will and testament of

David Rowland late of Fairfield, deceas'd, shewing to this Assembly that the debts and charges exhibited to and allowed by the court of probate for the district of Fairfield surmount the inventoried moveables and credits of said deceas'd the sum of £255 2 5¾, lawful money, and that there is no provision in said will made for the payment thereof, as per memorial on file: Resolved by this Assembly, that the said Thomas Fitch junr is hereby authorized and impowered to sell and convey so much of the real estate of the said deceased as will be sufficient to satisfy and discharge the said sum of £255 2*s.* 5¾*d.* lawful money, together with the incident charges arising thereon; taking the direction of the court of probate in the district of Fairfield therein.

Upon the memorial of Heman Swift, Elijah Steel and Ketchell Bell, selectmen in and for the town of Cornwall, shewing to this Assembly that one Abiel Dudley of said Cornwall, an impotent and distracted person, hath been under the care of the selectmen of said town for more than fifteen years last past, and that town have expended for the support of said Dudley £27 15 7, lawful money, and that the said Abiel Dudley hath not nor ever had any personal estate, but that the said Abiel hath a small estate lying in land that is wild and unimproved, and praying for liberty to make sale of so much of said land as to pay said sum &c., as per memorial on file: Resolved by this Assembly, that Heman Swift, Esqr, have liberty and he is hereby impowered, to make sale of so much of the real estate of the said Abiel Dudley as to make said sum of £27 15 7, lawful money, with incident charges arising on said sale, and the same apply to the payment and discharge of said debt, and settle his account with the selectmen of said town.

[80] Upon the petition of David Sherman and others, the Scatacook Indians living within the limits of the town of Kent in Litchfield county, representing their receiving injuries and requesting an overseer might be appointed them: Resolved by this Assembly, that Mr. Elisha Swift of said Kent be and he is hereby appointed overseer of said David Sherman and the other Indians of said Scattacook tribe; and that the said Swift render an account of his conduct in that respect to the General Assembly when required.

Upon the memorial of William Munson, of New Haven in New Haven county, representing to this Assembly that he is administrator on the goods and estate of Richard Hall late of said New Haven, deceas'd, and that the debts and charges against the estate of said deceas'd as allowed by the court of

probate within and for the district of New Haven surmount the moveable or personal estate of said deceas'd the sum of £7 13 10, lawful money; praying for liberty to sell so much of the real estate of said deceas'd as amounts to said sum with the incident charges arising thereon, as per memorial on file: Resolved by this Assembly, that the memorialist have liberty and he is hereby impowered to make sale of so much of the real estate of said deceas'd as amounts to said sum of £7 13 10, lawful money, with the incident charges of such sale; taking the advice of the court of probate within and for said district therein.

Upon the memorial of Freegift Hawkins, of Derby in the county of New Haven, praying for liberty to keep a ferry at Hawkins' Point in said Derby &c., across Stratford River: Resolved by this Assembly, that said Freegift Hawkins have liberty and the same is hereby granted to him, to keep said ferry at said place during the pleasure of this Assembly; and he is to receive the same fare as hath heretofore been accustomed and established by law.

Upon the memorial of the town of Canaan, shewing to this Assembly that the General Assembly held at Hartford in May last directed the Treasurer of this Colony to take security of said town for the sum due to this Colony on the Colony rate in the hands of Abiel Fellows, late collector of the Colony tax in said town, with the interest and cost thereon arisen, if brought and delivered to said Treasurer by the first day of September then next, and that through a meer mistake in said town they did not conform themselves agreeable to said resolve of said Assembly; praying this Assembly that their said mistake notwithstanding would direct said Treasurer to take and receive said security of said town any time before the first day of December next: Resolved by this Assembly, that if said town of Canaan shall at any time before the first day of December next make, execute and deliver to the Treasurer of this Colony a good and proper security agreeable to the resolve of the Assembly in May last referred to, any time before the first day of December next, that thereupon said Treasurer is hereby directed to receive the same in the same manner he might have done if it had been brought and delivered to said Treasurer by the first day of September last.

Upon the memorial of Thomas Howard Wagstaff, late of the city of Philadelphia, shewing to this Assembly that he is now confined in goal in Fairfield in the county of Fairfield for the crime of stamping and counterfeiting coins in imitation of Spanish milled dollars, and convicted thereof before

the superior court held at Fairfield in and for said county on the last Tuesday save one of February last past, and was sentenced by said superior court to pay a fine of £40 0 0, L. money, and cost of prosecution, which was £27 6 8, lawful money, amounting in the whole to the sum of £67 6 8, and to stand committed until said judgment be fulfilled; that said Wagstaff hath been confined in said goal on account of said prosecution more than 12 months; that he has no estate of any kind to pay said sum of £67 6 8 &c.; that he is destitute of necessary clothing, and is subject to convulsion fits and [81] had || considerable sickness since his said imprisonment, and that he is very sensible of the heinousness of his crime &c.; praying this Assembly to compassionate his situation &c., and to order and decree that he be released from his said imprisonment, that he may follow some laudable employ for his support, under certain restrictions &c., as per memorial on file: Resolved by this Assembly, that the said Thomas Howard Wagstaff be released and discharged from his confinement in said goal and set at liberty therefrom, and that said Wagstaff shall abide in the town of Fairfield and not depart the limits thereof without special liberty first had and obtained of this Assembly, on pain of being whipp'd on the naked body ten stripes by the sheriff of said county for every breach of this order.

Upon the memorial of John Hodge, administrator on the estate of Henry Hodge late of Voluntown, deceas'd, shewing to this Assembly that the debts due from the estate, cost of administration &c. amounts to the sum of £8 6 0, lawful money, and that the personal estate of said estate amounts to no more than the sum of £1 15 0, L. money, so that the debts &c. surmount the said personal estate the sum of £6 11 0, L. money; praying to this Assembly for liberty to sell so much of the real estate of said deceas'd as to pay said sum of £6 11 0, lawful money: Resolved by this Assembly, that the said administrator have liberty, and liberty is hereby granted to him and he is impowered, to sell so much of the real estate of said deceas'd as to pay the said sum of £6 11 0, L. money, with the incident charges arising thereon; taking the direction of the court of probate for the district of Plainfield therein.

Upon the memorial of Samuel Wyllys, James Tiley, Daniel Cotton, Eliakim Fish, Hez^{h} Wyllys, Daniel Goodwin jun^{r}, Nathaniel Goodwin, Timothy Ledlie, James Jepson, Caleb Bull jun^{r}, Joseph Church jun^{r}, William Lawrence, John Caldwell, Elisha Eagleston, John Nevins, Israel Seymour,

Ebenezer Austin, Stephen Austin, Charles Hopkins, Elisha Burnham, John Lawrence junr, Edward Bodge, Elisha Lord, Hezh Merrells, Samuel Burr, John Calder, Nathaniel Skinner, James Bull, Austin Ledyard, Frederick Bull, William Knox, Ebenezer Watson, Joseph Reed, Epaphras Bull, Consider Burt, Cotton Murry, Benjamin Morrison, James Adams, William Bull, Jonathan Butler, Jonathan Bull, Bevill Waters, Aaron Seymour, James Humphrey, Isaac Vaughn, Lemuel Steel, John Dodd, Timothy Steel, Elisha Dodd, Richard Skinner, Jonathan Steel, Thomas Sloan, Robert Sloan, James Bunce junr, Samuel Kilborn, Noah Washburn, Thomas Steel, Moses Kellogg, Thomas Converse, Abel Stone, Daniel Skinner junr, Edward Dodd junr, Theodore Skinner, Ozias Goodwin junr and John Cook, praying to be constituted a distinct military company by the name of the Governor's Guard &c., as per memorial on file: Resolved by this Assembly, that the memorialists before named be and they are hereby constituted a distinct military company, by the name of the Governor's Guard, consisting of sixty-four in number, rank and file, to attend upon and guard the Governor and General Assembly annually on the election days and at all other times as occasion shall require, equipped with proper arms and uniformly dressed; with power under the direction of the field officer to elect and choose their own officers, *viz.* captain, lieutenant and ensign, and all other subordinate officers that shall be necessary, and that the chief officer of said company for the time being, with the advice and consent of either of the commission officers of said company, shall have full power in case of death, removal or dismission of any of said company, to inlist, receive and inroll others in the room of those so removed; and said company shall be subject to the general laws as to the days and times of their training and mustering, and are hereby exempted from being called and from doing any military duty in any other company; and the chief colonel of the first regiment of militia in this Colony shall cause them to be duly warned and lead them to the choice of a captain, lieutenant and ensign, &c.

[82] Upon the memorial of Edward Robinson of || New London, shewing to this Assembly that he has expended large sums in the support of Thomas Gardiner, an infant child of whom he is guardian, that his said ward has no personal estate to pay the same, and that the judge of probate supposes he has no authority to adjust and settle said accounts, and praying for a committee to examine and adjust said accounts and liberty to sell real estate &c., as per memorial

on file: Resolved by this Assembly, that Richard Law, Esq^r, and Capt. Guy Richards of New London be and they are hereby appointed to examine and adjust the accounts and disbursements referred to in said memorial and make return thereof to the court of probate for the district of New London for acceptance and approbation; and the memorialist and Richard Law, Esq^r, have liberty and they are hereby fully authorised to sell so much of the real estate of said Thomas as will be sufficient to pay the sums so found and allowed to be due as aforesaid with incident charges of sale; taking the direction of the court of probate for the district of New London therein.

Whereas Jonathan Hitchcock, of Derby in the county of New Haven, administrator on the estate of Mrs. Ann Hitchcock late of New Haven, deceas'd, bro't his memorial to this Assembly, praying for liberty to sell one piece of land set out to the said Ann by the agreement of her children out of the estate of her son Timothy Hitchcock, deceas'd, by a deed of partition, lying in the parish of Bethany in the township of New Haven, containing about 5½ acres of land, as per memorial on file will appear: Resolved by this Assembly, that the said Jonathan Hitchcock have liberty and he is hereby authorized and impowered, to sell the whole or so much of said piece of land as to pay the debts due from the estate of said deceas'd, with the incident charges thereon arising, together with the movable estate of said deceas'd; first taking the direction of the judge of probate in the district of New Haven therein.

Upon the memorial of John Harmon, of Suffield in the county of Hartford, conservator of the person and estate of Ann Spencer of said Suffield, a distracted person, representing to this Assembly that the debts and charges against the said Ann that have arisen since the memorialist's said conservatorship amount to the sum of £36 17 9, lawful money, as allowed by the county court in the county of Hartford at their sessions in April last, and that the said Ann hath no personal estate wherewith to pay the sum aforesaid; praying for liberty to the memorialist or some other meet person to sell so much of the real estate of the said Ann as will raise said sum of £36 17 9 with incident charges, as per memorial on file: Resolved by this Assembly, that liberty be granted and liberty is hereby granted to said John Harmon, to sell so much of the real estate of the said Ann as will raise the sum of £36 17 9, lawful money, together with incident charges arising thereon, and account thereof render to the county court for the county of Hartford.

Upon the memorial of Moses Kinne and others of Voluntown in the county of Windham, praying that the inhabitants of said town living within the following lines and boundaries, *viz:* beginning at the north part of Pocamock Pond, running from thence west to Preston line, from thence southerly by Preston line to the town of Stoningtown, from thence easterly by said town of Stonington to the Colony line, and from thence northwardly by the Colony line to the first bounds, including the families and estates of Elias Stewart, William Crary and Nehemiah Gates, may be made a distinct ecclesiastical society, as per memorial on file: Resolved by this Assembly, the inhabitants living within the beforementioned boundaries, including the families and estates of the said Elias Stewart, William Crary and Nehemiah Gates, be and they are hereby made and constituted a distinct ecclesiastical society, by the name of Nazareth, and shall be known and called by that name, and shall hereafter have and enjoy all the powers, privileges and advantages which other ecclesiastical societies are by law intituled to have and enjoy.

[83] Upon the memorial of Samuel Raynolds, Esq^{r}, and others, inhabitants of the town and only established ecclesiastical society in Somers in the county of Hartford, shewing to this Assembly that for many years said town have been destitute of an established gospel minister; that the unhappy circumstances of said town are owing to a separation among them, which of late hath been greatly increased under the influence of one Mr. Samuel Ely; that the said Ely and his adherents have unwarrantably separated themselves and laid claim to the meeting-house and parsonage lands in said town in exclusion of the memorialists and violation of their just rights and constitutional privileges &c., as per memorial &c.; and whereas a committee hath been appointed to examine and enquire into the several matters alledged and complained of, and having reported the same with their opinion to the Assembly at their sessions in May last, and their said report being now accepted and approved &c.: Resolved by this Assembly, that the memorialists and their adherents with such as may hereafter return and be united with them shall and they are hereby declared to be the only ecclesiastical society in the town of Somers, and ought to have and shall enjoy the entire use and possession of the meeting-house in said town and also of the lands given for the benefit of the ministry therein; and that none of those who are or may be of the separation aforesaid or that adhere to the said Ely shall for the time they may so continue presume to vote, act

with or hinder the memorialists and their adherents in calling, agreeing with or settling an approved candidate in the work of the gospel ministry among them according to the constitution of this Colony.

Upon the memorial of Joseph Pratt jun^{r}, Abraham Fuller and Lewis Mills, all of Kent in the county of Litchfield, shewing to this Assembly that there being great occasion for a bridge to be built across Ousatonac River in said Kent at a place where an old bridge, called Bonney's Bridge, formerly stood, and that said town of Kent did on the seventh day of March, 1771, at their legal meeting appoint the memorialists a committee to build said bridge, in consequence of which appointment the memorialists had provided timber and other materials for said bridge and began and done considerable to the same, and that afterwards said town revoked the power of said committee; praying that said town might be compelled to compleat said bridge and reimburse the memorialists in the premises; whereupon a committee was by this Assembly in May last appointed upon said memorial, which committee having made their report in which they find that the memorialists were by said town of Kent appointed a committee to build said bridge, that they had provided timber and other materials therefor and had began and almost finished the same, that said town had afterwards revoked their power, that there was great occasion for a bridge at said place, and that said town ought to be compelled to compleat said bridge and reimburse the memorialists: Whereupon it is resolved by this Assembly, that said committee do proceed to finish and compleat said bridge at the place aforesaid, and that said town of Kent be and they hereby are ordered and directed to pay and reimburse to said committee the whole of their reasonable cost, trouble, charge and expence in and about the premises, within four months next after their compleating said bridge and exhibiting their accounts thereof to the selectmen of said town of Kent.

Upon the memorial of Abel Moses, Moses Cadwell, Daniel Frazier, Thomas Frazier and John Hodgkin, all of Hartland in the county of Litchfield, shewing to this Assembly that they were professors of the church of England and owned lands in said Hartland east of the river running through said town which is divided, and that the General Assembly granted a tax of three pence per acre for four years on all said lands, by reason of which the monies of the memorialists had been taken from them by Uriel Holmes, collector of said tax; praying for a reimbursement of the moneys actually paid

and an exemption for the future &c.: Resolved by this Assembly, that the said Uriel Holmes pay and he is hereby ordered to refund and pay back to the memorialists the several sums by them paid towards said tax, *viz.* to the said Moses Cadwell the sum of £2 14 0, to said Abel Moses £3 10 0, to said Thomas Frazier £0 5 0, and to the said Daniel [84] Frazier the sum of £0 6 6, and that within the ‖ term of six months from the rising of this Assembly, and that all the memorialists be and they hereby are freed and exempted from the payment of any part of said tax for the future.

Upon the memorial of Richard Smith &c., preferred to the General Assembly in May last, praying for a new highway to be laid out beginning near the dwelling-house of Seth Smith in New Hartford, from thence northward by the side of Farmington River through part of the town of New Hartford and through the township of Barkhamsted and by the iron-works building by Richard Smith, and to meet with the highway near the dwelling-house of Joseph Rockwell in Colebrook, in length about eight miles &c., Colo. John Pitkin, Majr Elizur Talcott and William Wells, Esqrs, were appointed a committee to view the necessity of a new highway to be laid out as pray'd for, and if found necessary to lay out said highway &c. and make report &c.: which committee having been out to view, it is said that it is necessary in order that said highway be laid in the best manner that the committee should have more large and general instructions: Whereupon it is resolved by this Assembly, that Colo. John Pitkin, Colo. Elizur Talcott and William Wells, Esqrs, be and they are hereby appointed a committee to repair to the several townships and places where and through which said road is proposed to be laid, and duly notify and hear all persons concerned, and consider whether there be necessity that a new highway be laid to accommodate the publick, to depart from the old road in the best and most convenient place between the dwelling-house of Jonathan Merrels in New Hartford and through the west bounds of Barkhemsted, from thence by the iron-work of Richard Smith and to meet with the old road near the dwelling-house of Joseph Rockwell in Colebrook; and on finding it necessary and convenient that a new highway should be laid, said committee are impowered to lay out the same and to make report thereof, and also their opinion whether said new highway will answer in lieu of the old road already laid.

Upon the memorial of the society of Farmingbury, preferred by Joseph Atkins, Samuel Upson and Daniel Alcock, agents

for said society, representing to this Assembly that the list of said society is small and they unable to set up and maintain the worship of God among them without some further help; praying for a tax on all the lands within said societies &c., as per memorial on file: Resolved by this Assembly, that a tax of three pence on the acre for the term of four years to be annually collected, be laid on all the lands within said society which belong to the inhabitants living within the limits of said society not being professors of the church of England, and also on that part of the lands of the non resident proprietors which by law is not put into the general list of such non resident proprietors and is not holden to pay taxes in other societies or towns; and Stephen Barns of Farmington and Daniel Alcock of Waterbury are hereby appointed and fully impowered to collect the said tax of the proprietors of such lands as aforesaid, and the same to pay to the committee of said society to be improved to set up and maintain a gospel ministry in said society; and that the Secretary of this Colony shall issue and sign a warrant for collecting of said tax in due form of law.

Upon the memorial of Joseph Jenkins Freeman and Joanna his wife, administrators on the estate of Thomas Patten late of Norwich, deceas'd, shewing to this Assembly that the said deceas'd in his life time purchased of John Frisol, Nathaniel Sangor and Benjamin Roath junr a tract of land in Norwich containing about seventy acres, bounded as by the deed thereof appears; that said land did belong to Benjamin Roath, late of said Norwich now of Dudley in the Province of the Massachusets Bay; that it was supposed the title to the same never had been duly transferred to said grantors; that an execution in favour of the Governour and Company of this Colony against said Benjamin Roath was duly levied on said land and recorded as the law directs; that the General Assembly of this Colony, at their adjourned sessions held [85] at New Haven in January, 1769, || upon application to them made ordered and directed that said land purchased by said Patten, deceas'd, should be exchanged for eighty-five acres of other land belonging to said Benjamin Roath, and that upon securing to said government and company the said eighty-five acres of land that then the aforesaid land purchased by said Thomas Patten deceas'd should be released to the heirs of said deceas'd; that Mathew Griswold, Esqr, was appointed and directed to take security of said eighty-five acres of land to said Governor and Company, and also in behalf of said Governor and Company to release to said heirs

of said Patten deceas'd the right of said Governor and Company to the said land purchased by said Patten deceased as aforesaid; that the title to said eighty-five acres of land is well secured to said Governor and Company; that the deed of release to said heirs of said Patten is not executed under expectation that this Hon^ble^ Assembly would order such deed to be made to said memorialists for the purpose of paying the debts due from the estate of said Patten; that the said estate of said Patten deceas'd is insolvent, exclusive of said land purchased by said Patten deceas'd; that the creditors to said estate are impatient &c.; praying that said purchased lands may be released as aforesaid for the purpose aforesaid, as per memorial on file: Resolved by this Assembly, that Mathew Griswold, Esq^r^, be and he is hereby impowered and directed in behalf of the Governor and Company of this Colony, to make and execute to said memorialists a proper deed of release by which the title to said land purchased by said Thomas Patten deceas'd shall be conveyed to said memorialists for the purpose of paying and discharging the debts due from the estate of said Patten deceas'd; and said memorialists are also hereby authorized and directed to make sale thereof for the purpose of paying the debts due from the estate of said Thomas Patten deceas'd with the incident charges arising on such sale; taking the advice and direction of the court of probate for the district of Norwich therein.

Upon the memorial of George Smith and Joseph Talcott jun^r^, administrators on the estate of Richard Edwards late of said Hartford, deceas'd, shewing to this Assembly that said Richard died indebted to the Treasurer of this Colony about £140 0 0, lawful money, and that they have no way to pay said debt but by sale of lands, which at present cant be done without great damage to the minor heirs &c., and that the Treasurer has sued them for the same; praying for forbearance &c.: Resolved by this Assembly, that upon the memorialists liquidating and ascertaining said debt and at their expence with the Treasurer, and paying the cost of the suit commenced, and giving him security therefor with interest, the Treasurer is hereby ordered and directed to give forbearance and day of payment for the space of ten months from the rising of this Assembly.

Upon the memorial of Joshua Hemstid of New London, shewing to this Assembly that he was committed to goal in said New London for his Colony taxes in the years 1763, 1764 and 1765, and from which he has not been discharged in due course of law; praying that he may be released &c.

upon his securing the sums due with surety &c.: Resolved by this Assembly, that the Treasurer be impowered and he is hereby directed to accept and receive of the memorialist his note of hand with one sufficient surety, payable to the Colony Treasurer for the use of the Colony in twelve months and on interest, for the sums of the Colony rates for which he is committed and the legal interest due thereon and the cost allowed to the collectors thereon; and upon his giving the note aforesaid the keeper of the goal is directed to release him from his imprisonment on account of said rates and taxes.

Upon the memorial of Elisha Pitkin of Hartford &c., shewing to this Assembly that Jonah Williams late of Hartford, deceas'd, in his life time was indebted to said Elisha for his own proper debt and for money he undertook to pay to the grammar-school, to the amount of eighty-one pounds, lawful money, for payment of which the said Jonah little be-[86] fore his death bargained and sold ‖ to said Elisha a certain peice of land in said Hartford on the east side of the great river, the westermost part of said Jonah's home lot, being part meadow, part upland, bounding north on land of Charles and Thomas Burnham and the heirs of the Hon^ble^ William Pitkin late deceas'd, south on the heirs of said William Pitkin and on land of William Williams, west on land of Moses Williams, to extend east so far as where the new road from Windsor is laid across the said lot, butting east on said road, containing about nine acres, and the said Jonah made, executed, signed, sealed and delivered to the said Elisha a deed of said land a little before his death and died suddenly before he had acknowledged said deed: praying for a decree of this Assembly that said deed may be recorded and be as good a title to said land as though said deed had been duly acknowledged by the said Jonah, as per memorial on file: Resolved by this Assembly, that the register of the town of Hartford receive and record said deed at large on the records of the town of Hartford with this act of Assembly, and that said deed being recorded as aforesaid shall make as good a title to said land as if the said deed had been acknowledged by said Jonah; and that said deed and this act or an attested copy thereof by said town register may be given in evidence in any court of record and be available to prove the title of said land to all intents and purposes in the law as though said deed had been duly acknowledged by said Jonah in his life time.

Upon the memorial of Caleb Starr of Danbury and Ann

Starr of Ridgfield, administrators on the estate of Samuel Starr late of said Ridgfield, deceas'd, shewing to this Assembly that said deceased Samuel Starr some time about the ninth day of October last past was taken sick with the small-pox, and fearing he should not recover sent for and obtained Mr. Eli Mygatt to come to him to take down in writing minutes of his will in order to procure his, the said Samuel Starr's, will to be drawn by and to [be] brought to him that he might execute the same, and that said Mygatt accordingly went to him and took down in writing the minutes of his said will, which is in the words following, *viz:* It is my will and pleasure that my wife Ann shall have a third part of my moveable estate except my negro man Dick, which with the remainder of my moveable estate I order to be sold to pay my just debts and funeral charges, and if there is any moveable estate left more than to pay my debts as before mentioned, I order the same to be divided to and among my children as my other estate is divided, as shall be hereafter mentioned. My will is that in consideration of my son Noah Starr being my eldest son, and other reasons, that he shall have the sum of ten pounds, lawful money, paid him out of my moveable estate, if there shall be any left as I mentioned before, if there is none my will is that he shall have the same sum in lands. My will is that my estate shall be divided in the following manner, *viz:* My sons Noah, Peter and Platt shall share equally in my estate except what I have before mentioned to be given to my son Noah over and above his other brothers. My will is further, that my daughters, *viz:* Abigail, Sarah, Ann, Eunice, Hannah, Mary and Olive shall share equally in my estate one with another, and to have one half so much as my sons. And as my wife apprehends herself pregnant, now my will is that if she should live to be delivered of a male child, then he shall share in my estate equally with my other sons, and if a female then to share equally with my other daughters. My will is that my executors shall sell so much of my lands as to pay my debts if there should not be moveable estate sufficient, where they shall judge most proper. I would appoint my wife Ann and my brother Caleb Starr to be executors of my last will and testament,— and that said Samuel Starr's will was accordingly drawn by said minutes and brought to him and was by him executed with all the necessary formalities of law about the 10th day of the same October, and that in a few days after [87] said Samuel Starr grew worse with said ‖ distemper, and was so affected therewith that he became delirious and

so continued till his death, and that whilst he was thus delirious he called for and tore his name off from said will without knowing what he did, and that in tearing off his name he tore off some little part of the writing of said will, and that said will hath been since duly and lawfully proved before the court of probate for the district of Danbury, and was by said court disapproved of for the reason aforesaid; and shewing that the memorialists thereupon took out letters of administration on said estate and inventoried the same and have proceeded no further; praying for relief &c., as per memorial on file appears: Resolved by this Assembly, that said will and the aforesaid minutes by which the same was drawn shall be recorded in the records of the said court of probate together with the proof of said will and said minutes as thereon entered and be lodged on file with the clerk of said court, and that said will and said minutes shall be and they are hereby declared to be the last will of said deceas'd Samuel Starr, to all intents, purposes and constructions, as fully and effectually in the law as said will would have been if said Samuel Starr had not have tore off his name therefrom, and the said Samuel Starr's estate shall be distributed to and settled upon and among his widow and his children according to the directions and devises in said minutes and said will made, and said executors are hereby as fully authorized and impowered to perform, do and transact all and every matter and thing relating to said estate and the settlement thereof as they might or could have done if said will had never been cancelled as aforesaid. And it is hereby ordered and directed, that this act or an attested copy thereof shall also be recorded in said probate office directly after said will and the aforesaid minutes.

Upon the memorial of Nathaniel Jones of Saybrook, representing to this Assembly that in the years 1763 and 1764, he was collector of the Colony taxes and had collected a large sum, to the amount of £150 0 0, which was stolen by some person unknown; praying for a committee, as per memorial on file: Resolved by this Assembly, that Aaron Eliott, Eleazer Mather and Theophilus Morgan, Esq^{rs}, be and they are hereby appointed a committee to enquire into the matters alledged in said memorial and all circumstances relative thereto, and to report what they shall find with their opinion thereon to the next General Assembly; all at the cost of the memorialist.

Upon the memorial of Elizabeth Morehouse, administratrix on the estate of Joseph Morehouse late of Redding, deceas'd,

shewing to this Assembly that further debts since liberty was heretofore granted to sell lands to pay the debts of said estate have appeared against said estate and have been allowed in the court of probate for the district of Fairfield, to the amount of £36 4 4; praying for liberty to sell lands &c., as per memorial on file: Resolved by this Assembly, that the memorialist be and she is hereby fully authorised, appointed and impowered, to make sale of so much of the real estate of said deceas'd Joseph Morehouse as shall be sufficient to raise said sum of £36 4 4, and the incident charges of sale; taking the direction of the court of probate in the district of Fairfield therein.

On the memorial of Allyn Stanly, the only acting executor to the last will and testament of Augustus Stanly late of Hartford in the district of Hartford, deceased, for liberty to sell land or real estate of the said deceas'd to the amount of £91 16 8, lawful money, for the payment of the debts due from the said estate &c. with incident charges of sale arising: Resolved by this Assembly, that the said memorialist have liberty and it is hereby granted to the said memorialist, to sell land or real estate of the said deceas'd to the amount of £91 16 8, lawful money, to enable him to pay the debts due from said estate with incident charges arising on the sale of said real estate; to be sold by the direction of the court of probate in the district of Hartford.

[88] Upon the memorial of Ebenezer Harmon and Elizabeth Harmon, both of Suffield in the county of Hartford, administrators of the estate of Ebenezer Harmon late of Suffield, deceas'd, with the will annexed, representing to this Assembly that the debts and charges due from the estate of said deceas'd as allowed by the court of probate for the district of Hartford surmounts the moveable estate of said deceas'd the sum of £14 0 4¾, lawful money, for the payment whereof the memorialists have no moveables in their hands; praying for liberty to the memorialists or some meet person to sell so much of the real estate of said deceas'd as will raise the sum of £14 0 4¾, lawful money, together with incident charges arising on said sale, as per memorial on file: Resolved by this Assembly, that liberty be granted and liberty is hereby granted to the said Ebenezer Harmon, to make sale of so much of the real estate of said deceas'd as will raise the said sum of £14 0 4¾, lawful money, with incident charges arising thereon; taking the direction of the court of probate for the district of Hartford therein.

Upon the memorial of Daniel Douglass of Saybrook,

administrator on the estate of Thomas Bushnell late of said Saybrook, deceas'd, shewing to this Assembly that the debts and charges due from the estate of said deceas'd surmount his personal estate the sum of £28 12 6½; praying for liberty to sell lands &c., as per memorial on file: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted him, to sell so much of the real estate of said deceas'd as will be sufficient to raise said sum of £28 12 6½ with incident charges of such sale; taking the direction of the court of probate for the district of Guilford therein.

Upon the memorial of Nathan Lewiss and Bette Lewiss, administrators on the estate of Hezekiah Wells late of Stratford, deceas'd, shewing to this Assembly that the debts and charges due from the estate of said deceas'd surmount the moveable part of said estate the sum of £26 15 4, lawful money, and praying for liberty to sell lands to enable said administrators to discharge said debt &c.: Resolved by this Assembly, that Isaac Nichols of Stratford be impowered and he is hereby authorized and impowered, to make sale of so much of the real estate of the said deceas'd as to enable said administrators to pay the aforesaid sum with the necessary charges arising on said sale; taking the direction of the court of probate for the district of Fairfield therein.

Upon the memorial of Jeremiah Everit, administrator on the estate of Thomas Broughton, late of Willington in the county of Hartford, deceas'd, shewing to this Assembly that the just debts, funeral charges and allowances due from said estate do surmount the personal estate of said Thomas, deceas'd, as the same was inventoried, to the sum of £17 3 9, lawful money; praying for liberty for the memorialist or some other meet person to sell so much of the land of the said Thomas, deceas'd, as shall raise the said sum of £17 3 9, lawful money, for the payment of said debts, together with the incident charges of selling the same and settling said estate: Resolved by this Assembly, that the said Everitt shall have liberty, and liberty is hereby granted to the said Jeremiah Everitt, to sell so much of the lands or real estate of said Thomas, deceas'd, as shall raise the said sum of £17 3 9, lawful money, for the payment of said debts, funeral charges &c., and also for the payment of the incident charges of selling said lands; he, the said Everitt, taking the advice and direction of the court of probate for the district of Stafford therein.

[89] Upon the memorial of John Harmon jun[r] and Oliver

Hanchet, shewing to this Assembly that having discovered that one John Smith and William Hubbard of Suffield in the county of Hartford carried on the scheme and practice of counterfeiting bills of credit of this and the neighbouring Colonies, they made information thereof to Samuel Kent and Alexander King, Esq^rs^, justices of the peace, whereupon said Smith and Hulburd were apprehended, convened before said justices, examined in the premises and bound over in large bonds to answer for such counterfeiting before the superior court held at Hartford in September last, when said Smith and Hurlburt forfeited their said bonds, whereby £230 0 0 are forfeited to the use of the Colony; praying this Assembly to order them the sum of twenty pounds to be paid out of the Colony treasury for such their service and information, as per memorial on file: Resolved by this Assembly, that the memorialists be paid the sum of twenty pounds out of the Colony treasury for their said information and service, and the Colony Treasurer is hereby ordered to pay the same accordingly.

Upon the memorial of Mary Terrell, of Milford in the county of New Haven, administratrix on the goods and estate of Abraham Terrell late of said Milford, deceas'd, shewing to this Assembly that the debts and charges against said estate surmount the moveable or personal estate of said deceas'd the sum of £26 17 8¼; praying for liberty to sell so much of the real estate of said deceas'd as will enable her to pay said sum &c., as per memorial on file: Resolved by this Assembly, that the memorialist and Noah Baldwin of said Milford have liberty and they are hereby impowered, to make sale of so much of the real estate of said deceas'd as amounts to said sum of £26 17 8¼, lawful money, with incident charges of such sale; taking the advice of the court of probate for the district of New Haven therein.

On the memorial of Mary Harriss of New London, administratrix on the estate of Richard Harriss late of said New London, deceas'd, shewing to this Assembly that the debts due from said estate and paid, with allowance to the widow, court fees &c., together with the debts remaining unpaid, surmount the personal estate of the deceas'd £121 2 5¾: praying for liberty to sell so much of the real estate of the deceas'd Richard Harriss as will enable her to pay the said sum of £121 2 5¾ and contingent charges on said sale, taking the direction of the court of probate in the district of New London therein: Resolved by this Assembly, that liberty be given, and liberty is hereby granted to Mary

Harriss, administratrix as aforesaid, to sell so much of the real estate of the said deceas'd Richard Harriss as will enable her to pay the sum of £121 2 5¾, lawful money, with the incident charges thereon; taking the direction of the judge of probates for the district of New London.

Upon the memorial of John Gordon &c., committee of the town of Voluntown, shewing to this Assembly that Robert Jameson, collector of Colony taxes in said town, stands committed to Windham county goal by collecting warrants from the Colony Treasurer for more than £300 0 0, lawful money; praying this Assembly to direct the Treasurer to take security of the selectmen of said town for the sums due from said Jamison on account of said taxes, and that said Jamison may be discharged from said imprisonment, or otherway grant relief, as per said memorial on file: Resolved by this Assembly, that if the town of Voluntown shall appoint any suitable person their agent and him duly impower in the name and behalf of said town to give security to said Treasurer for the use of said Colony for the sums due from said Jamison on account of said taxes and interest and cost thereon, that on application of such agent to the Treasurer he is hereby directed and ordered to take such security from such agent, payable within twelve months from the rising of this Assembly with lawful interest, and on receiving such security the Treasurer is directed and ordered to discharge said Jamison from his confinement in goal by said rate warrants: provided such security be tendered to said Treasurer at or before the first day of January next.

[90] Upon the memorial of Ames Walbridge, of Stafford in the county of Hartford, conservator to the person and estate of John Victroy of said Stafford, shewing to this Assembly that he hath expended for the keeping and supporting the said John the sum of £17 7 4½, lawful money, exclusive of what he hath received of the personal estate of the said John, and that he hath no personal estate of the said John in his hands to pay the same, and praying to this Assembly for liberty to sell so much of the real estate of the said John as to raise the aforesaid sum of £17 7 4½, lawful money, with incident charges of sale, as per memorial on file: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted to the memorialist, to sell so much of the real estate of the said John as to raise the aforementioned sum of £17 7 4½, lawful money, with incident charges arising on said sale, and make return of his doings to said county court.

Upon the memorial of George Griswold of Bolton, shewing to this Assembly that by order of authority he, as deputy sheriff, arrested sundry persons on suspicion of counterfeiting money, that said persons were not held to tryal, there being no sufficient cause appearing &c., that he expended £6 0 3, lawful money, in apprehending and securing said persons; praying the same may be paid out of the publick treasury, as per memorial on file: Resolved by this Assembly, that the Treasurer of this Colony be and he is hereby directed to pay the memorialist the said sum of £6 0 3, lawful money, for the aforesaid service.

Upon the memorial of Mabel Bishop and Charles Bishop, both of New Haven in New Haven county, executors of the last will and testament of Joseph Bishop late of said New Haven, deceas'd, shewing to this Assembly that the debts and charges against the estate of said deceas'd as allowed by the court of probate within and for the district of New Haven surmount the moveable or personal estate of said deceas'd the sum of £83 0 3¼, lawful money; praying for liberty to sell so much of the real estate of said deceased as amounts to said sum with the incident charges arising thereon, as per memorial on file: Resolved by this Assembly, that the memorialists have liberty and they are hereby impowered, to make sale of so much of the real estate of said deceas'd as amounts to said sum of £83 0 3¼, lawful money, with the incident charges arising thereon; taking the advice of the court of probate within and for the district of New Haven therein.

Upon the memorial of Lewis Bennitt, of Fairfield in Fairfield county, a prisoner confined in goal, shewing to this Assembly that about three years ago he was punished for counterfeiting bills of credit, that he is sensible of the evil of such vile practices, and that he has a fixed resolution to amend his life, that he has several small children and no estate and his family under want; praying to be released &c., as per memorial on file: Resolved by this Assembly, that the said Lewiss Bennitt upon his giving security for his good and peaceable behaviour for the term of two years in the sum of fifty pounds, lawful money, payable to the Treasurer of this Colony, with sufficient surety, which bond of security the sheriff of Fairfield county is impowered and directed to take, that then the memorialist be released from his confinement in said goal.

Upon the memorial of Eunice Robinson, of Wallingford in the county of New Haven, administratrix of the goods and

estate of Josiah Robinson late of said Wallingford, deceas'd, representing that said deceased in his life time bargained and agreed to sell to one Dan Collins of said Wallingford a piece of land in said Wallingford, bounded east on highway, north by Edward Collins, west by Comfort Butler, south by Thomas Foster, containing four acres, and became obligated to convey the same, which was not done before his decease; praying [91] some meet || person might be impowered to make a deed of the same: Resolved by this Assembly, that said Eunice Robinson be and she hereby is appointed and impowered to give and execute a deed under her hand and seal of the above described piece of land unto the said Dan Collins, his heirs and assigns, which shall be a good evidence of title in all courts.

Upon the memorial of Zachariah Hawkins, of Derby in the county of New Haven, representing the necessity of a ferry across Housatonuck River in the parish of Oxford near a place called Tim's Island, and praying for liberty to keep the same: Resolved by this Assembly, that liberty be and the same is hereby granted to the memorialist to set up and keep a ferry at said place; and he shall have for ferriage of man, horse and load two pence, and for a single man one penny.

Upon the memorial of John Camp, of Fairfield in the county of Fairfield, goaler of said county, shewing to this Assembly that he has been at great expence in boarding sundry persons confined in goal &c., and for other cost and trouble, and that there is now due the sum of £12 1 11; praying the same may be paid out of the Colony treasury &c., as per memorial on file: Resolved by this Assembly, that the memorialist receive said sum of £12 1 11, lawful money, out of the Colony treasury, and the Treasurer of this Colony is hereby directed to pay the same accordingly.

Upon the memorial of Simeon Avery of Groton, shewing to this Assembly that he was collector of the Colony tax for the year 1760; that sundry persons in his rate-bill by the law and usage of this Colony ought to have been abated which have never yet been abated; that his affairs and circumstances have been so situated that he could not obtain and exhibit such abatement within the time by law limited for receiving the same; praying he may still have the allowance out of the rate-bill &c., as per memorial on file: Resolved by this Assembly, that the Treasurer be and he is hereby directed to receive and allow on said tax such abatements and allowances as have been made and allowed on the Colony taxes conformable to the late law of this Colony,

where such abatements have been brought in within the time limited by law: provided the memorialist procure and offer to the Treasurer such abatements before the first of April next.

Upon the memorial of the society of Westbury in Waterbury in the county of New Haven, Bushnel Bostwick, Abijah Catlin and John Whiting, Esq^rs, were appointed a committee to affix and ascertain the place for building a meeting-house in said society, who have made report that they have set a stake about half a mile north of the old meeting-house in said society, on the west side of the highway that goes from said old meeting-house to Benjamin Richards jun^r, in Wait Scott's orchard about seventeen or eighteen rods southwest from said Wait Scott's dwelling-house and about fifteen or sixteen rods west from said road or highway, for the place of building said meeting-house in said society: said stake to be included within the sills of said house; which report is accepted and approved: Resolved by this Assembly, that said stake so set by said committee shall be the place for building a meeting-house in said society; and the act of this Assembly ascertaining a place for building a meeting-house in said society passed in October, A.D. 1770, is hereby repealed and made void.

Upon the memorial of William Samuel Johnson, Esq^r, and David Lewis, preferred to this Assembly, praying for liberty to erect a toll-bridge across Ousatonuck River at a place called Bull's Falls in Kent in Litchfield county, as per memorial on file appears: Resolved by this Assembly, that the memorialists may, and leave and liberty is hereby granted to them to erect a good cart-bridge across said river at the place aforesaid at their own expence, and the same to keep up and [92] maintain; and they are hereby fully || authorised and impowered to ask, demand and receive of all passengers the following toll or fare for their passage across said bridge from time to time during the pleasure of this Assembly, *viz:* for man and horse and load two pence, and for all carts and carriages three pence.

Upon the memorial of Isaac Dayton, Keziah his wife and Israel Noble, all of Kent, administrators on the estate of Zachariah Noble late of said Kent in the district of Litchfield, deceas'd, shewing to this Assembly that the debts, charges and allowances exhibited to and allowed by the court of probate against the estate of Zachariah Noble late of said Kent, deceas'd, surmount the value of the personal estate of the said deceas'd the sum of £58 5 9, lawful money, and praying

liberty to sell of the real estate of said deceas'd &c., as per memorial on file: Resolved by this Assembly, that the memorialists be and they are hereby allowed, authorized and impowered, to make sale of so much of the real estate of said deceas'd as will raise said sum of £58 5 9, lawful money, to be improved for payment of said debts with the incident charges arising on such sale; taking the direction of the court of probate for the district of Litchfield therein.

Upon the prayer of Timothy Judd, one of the inhabitants of the society of Westbury in the town of Waterbury in New Haven county, and the rest of the inhabitants of said society, praying for a committee to fix and ascertain the place for building a meeting-house in said society: Resolved by this Assembly, that John Whiting, Esq[r], of New Haven, Maj[r] Abijah Catlin of Harwington and Maj[r] Bushnell Bostwick of New Milford be and they are hereby appointed a committee with full power to repair to said society and to affix and ascertain a place for building a meeting-house in said society, and to return their doings to this or the next Assembly.

On the memorial of Samuel Pierce and Ezekiel Case and his wife, administrators on the estate of Zebulon Hoskins jun[r] of Windsor in the district of Hartford, deceas'd, for liberty to sell real estate of the said deceas'd for the payment of the debts due from said estate to the amount of £57 5 4½, with incident charges arising thereon: Resolved by this Assembly, that the memorialists have liberty and it is hereby granted to said memorialists, to make sale of so much of the real estate of the said deceas'd as will raise the sum of £57 5 4½, lawful money, to enable the said memorialists to pay the debts due from said estate with incident charges arising on the sale of said real estate; taking the advice of the court of probate in the district of Hartford therein.

Upon the memorial of Hannah Burton, administratrix on the estate of Stephen Burton late of Preston, deceas'd, shewing to this Assembly that she had obtained liberty from this Assembly at their sessions in May last with Henry Burton to sell of the real estate of said deceas'd to the amount of £122 7 11, for the payment of debts then due from said estate and incident charges, and that since other and further debts &c. have been discovered against said estate, exhibited to and allowed by the court of probate for the district of Norwich, to the sum of £41 14 4, for the payment of which your memorialist has nothing in her hands, and praying for liberty with Henry Burton to sell so much more of the real estate as to raise said sum of £41 14 4 and incident charges,

as per memorial on file: Resolved by this Assembly, that the memorialist and Henry Burton have liberty, and they are hereby authorized and impowered, to sell so much more of the real estate of said deceas'd as to raise the sum of £41 14 4, lawful money, and incident charges arising on such sale; taking the direction of the court of probate for the district of Norwich therein.

[93] On the petition of Joshua Eaton and Sarah his wife, both of Spencer in the county of Worcester in Massachusets Bay, *vs.* Mathew Rockwell now of the town of East Windsor in Hartford county, one of the proprietors of the antient town of Windsor in said Hartford county, and the rest of the proprietors of the said ancient Windsor, as on file, dated April 29th, 1771, by continuance from the session of this Assembly on the second Thursday of May last: The question was put, whether the pleas offered on the part of the respondent in abatement of the said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative.

On the petition of Ephraim Strong, Noah Baldwin and Joseph Treat junr, of Milford in the county of New Haven, some of the principal inhabitants of the second society in said Milford, and the rest of the inhabitants of said society in said Milford, *vs.* Josiah Northrop of Milford aforesaid, as on file, dated May 1st, 1771, as on file, by continuance from the session of this Assembly on the second Thursday of May last: The question was now put, whether the pleas offered in abatement of said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative.

On the petition of Zebulon Babcock, of Sharon in the county of Litchfield, *vs.* Benajah Geer of Coventry and Jonathan Metcalf, William Metcalf, Samˡ Huntington and Hannah Huntington his wife, and John Huntington, of Lebanon in the county of Windham, as on file, dated March 16, 1771, as on file, by continuance from the session of this Assembly in May last: The question was put, whether the pleas offered in abatement of the said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative. *Cost allowed respondent is £3 8s. 6d. lawful money. Ex. granted Nov. 1st*, 1771.

On the petition of Benjamin Atwater, of Wallingford in the county of New Haven, *vs.* Caleb Johnson, one of the principal inhabitants of the society of Wells in Wallingford aforesaid, and the rest of the inhabitants of said society, dated March 31st, 1771, as on file, by continuance from the

session of this Assembly holden at Hartford on the second Thursday of May last: The question was now put, whether the superior court in rendering the judgment complained of in said petition erred and mistook the law: Resolved by this Assembly in the negative. *Cost allowed respondent is* £3 10 8, *lawful money. Ex. granted Nov.* 2*d*, 1771.

On the petition of Noah Baldwin, Jonas Wooster and the rest of the select [men] of Milford in the county of New Haven, inhabitants of said Milford, and the rest of the inhabitants of the town of Milford aforesaid, *vs.* Doct. Zebulon Gillett and George Morriss, both of said Milford, dated May 1st, A. D. 1771, as on file, by continuance from the session of this Assembly on the second Thursday of May last: And now the question was put, whether the pleas offered in abatement of said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative. *Cost allowed respondent is* £2 9 6. *lawful money. Ex. granted Nov.* 1*st*, 1771.

On the petition of Thomas Wheeler, of Plainfield in the county of Windham, *vs.* John Dodge of Canterbury, Timothy Wheeler of Plainfield, and Eliphalet Dyer, Esq^{r}, of Windham, attorney to Charles Apthorp late of Boston, deceas'd, in the life time of him the said Charles Apthorp, dated April 2d, 1771, as on file, by continuance from the session of this Assembly in May last: The question was now put, whether the pleas offered in abatement of said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative.

On the petition of Adam Babcock, of New Haven in the county of New Haven, *vs.* Phineas Stanton jun^{r}, of Stonington in the county of New London, dated April 20th, 1771, as on file, by continuance from the session of this Assembly on the second Thursday of May last: The question was now put, whether the pleas offered on the part of the respondent in abatement of said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative. *Cost allowed respondent is* £4 2*s*, 0*d*, *L. money. Ex. granted October* 31*st*, 1771.

[94] On the memorial (*alias* petition) of Lazarus Toles, of New Haven in the county of New Haven, *vs.* Caleb Beecher, Esq^{r}, of New Haven aforesaid, one of the principal inhabitants of the society of Amity, and the rest of the inhabitants of said society, dated April 30th, 1771, as on file, by continuance from the session of this Assembly on the second Thursday of May last: The question was now put, whether the

prayer of said memorial or petition should be granted: Resolved by this Assembly in the negative.

On the petition of Samuel Barber, of Harwington in the county of Litchfield, *vs.* James Olcott, of Harwington aforesaid, dated April 26th, 1771, as on file, by continuance from the session of this Assembly at Hartford on the second Thursday of May, 1771: The question was now put, whether the pleas offered in abatement of said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative. *Cost allowed respondent is* £4 0 0, *lawful money. Ex. granted Nov.* 1*st*, 1771.

On the petition of Jeremiah Osborn, of New Haven in the county of New Haven, *vs.* Benjamin Pardy of said New Haven, dated Octob^{r} 5th, 1770, by continuance from the session of this Assembly at Hartford on the second Thursday of May last: The question was now put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative.

On the petition of Eleazer Waterman, of Norwich in the county of New London, *vs.* David Basset Waterman of Norwich aforesaid, dated Nov^{r} 20th, 1770, as on file, by continuance from the session of this Assembly on the second Thursday of May last: The question was put, whether the pleas offered in abatement of said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative. *Cost allowed respondent is* £4 0 10, *lawful money. Ex. granted January* 10*th*, 1772.

On the report of John Chester, Erastus Wolcott and Jonathan Wells, Esq^{rs}, a committee appointed by this Assembly at their sessions in May last upon the petition of Ozias Goodwin, of Hartford in the county of Hartford, *vs.* Caleb Spencer of Hartford aforesaid, made and preferred to this Assembly, which report is dated June 4th, 1771, as on file: The question was now put, whether upon the facts found and stated in said report the equity prayed for in the petition, on which &c., is due and should be granted to the petitioner: Resolved by this Assembly in the negative.

On the petition of Thomas Dare and Mary his wife, late Mary Douglass of New London in the county of New London, *vs.* James Thomson and Mary his wife and William Douglass, all of New London aforesaid, on file, dated April 29th, 1771, by continuance &c. from the session of this Assembly at Hartford on the second Thursday of May last: The question was put, whether the petitioner might now withdraw his petition &c. as moved for: Resolved by this Assembly in the

affirmative; and the petitioner accordingly withdrew his said petition. *Costs allowed respondents for their attendance &c. to answer the same is* £8 13 8, *lawful money. Ex. granted December 9th*, 1771.

Isaac Fellows, of Woodstock in the county of Windham, preferred his certain petition against Joseph Shaw of Pomphret in the county aforesaid, dated January 25th, 1771, as on file, to this Assembly holden at Hartford on the second Thursday in May last, which by continuance comes to this Assembly; and now the petitioner being publicly called did not appear to prosecute the same. The respondent appeared and put in his bill of cost for attendance &c. to answer said petition, which is allowed by this Assembly to be the sum of £2 18 0, L. money. *Ex. granted Jan*^{y} *3d*, 1772.

Benoni Hilliard, of Saybrook in New London county, preferred his certain petition, dated August 22d, 1771, against Benjamin Gale, Esq^{r}, of Killingworth in the county aforesaid, as on file. The petitioner by his attorney, Mr. Samuel Holden Parsons, withdrew his said petition: the respondent then put in his bill of cost for attendance &c. to answer the same, which is allowed by this Assembly to be the sum of £1 3 0, lawful money.

[95] Cost allowed to Josiah Bissell, Esq^{r}, of Windsor, and Charles Caldwell, of Hartford in the county of Hartford, for their attendance &c. to answer a certain petition dated April 30th, 1771, preferred against them by John Lewis, of Symsbury in the county aforesaid, and by him now withdrawn is £3 11 2, L. money. *Ex. granted March 12th*, 1772.

This Assembly grants to his Hon^{r} Governor Trumbull the sum of one hundred and fifty pounds, for the last half of his salary the current year.

The Assembly grants to the Hon^{ble} Deputy Governor Griswold the sum of fifty pounds, for the last half of his salary the current year.

Resolved by this Assembly, That the Treasurer of this Colony attend on them on the thirty-first of this instant, prepared to pay and discharge the expences of the same to the several members thereof.

Resolved by this Assembly, That all causes and matters now depending before this Assembly undetermined be referred for further consideration to the General Assembly to be held at Hartford on the second Thursday in May next.

This Assembly was adjourned by proclamation &c. until the Governor, or in his absence the Deputy Governor, shall see cause to call it to meet again.

Teste GEORGE WYLLYS, Secret'y.

[19] At a meeting of the Governor and Council convened at New Haven the 11th day of October, 1771.

Present:

The Honorable Jonath. Trumbull, Esq^{r}, *Governor.*
The Honorable Matthew Griswold, Esq^{r}, *Deputy Governor.*

Hez. Huntington, Esq^{r},	Roger Sherman, Esq^{r},	*Assistants.*
Shubael Conant, Esq^{r},	Robert Walker, Esq^{r},	
Elisha Sheldon, Esq^{r},	Abraham Davenport, Esq^{r},	
Eliphalet Dyer, Esq^{r},	Wm. Sam^{l} Johnson, Esq^{r},	
Jabez Huntington, Esq^{r},	Joseph Spencer, Esq^{r},	
Wm. Pitkin, Esq^{r},	Oliver Wolcott, Esq^{r},	

The selectmen of Pomfrit exhibited their account of sundries expended in supporting John Bowde, one of the Colony's poor, amounting to the sum of £22 6 3, lawful money: Resolved by this Board, that said [sum]` be paid said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 11th Oct. 1771.*

The selectmen of Sharon exhibited their account of sundries expended in supporting Peter Gembleton to the 11th of October instant, amounting to the sum of £6 16 1, lawful money: Resolved by this Board, that said sum be paid to said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 16th Oct. 1771.*

The selectmen of New Town exhibited their account of sundries expended in supporting and doctoring William Gilbert, a transient person, amounting to the sum of £2 0 2, lawful money: Resolved by this Board, that said sum be paid said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 16th Oct. 1771.*

[20] Upon the memorial of Daniel Russell, late of Canaan, formerly of Wethersfield, now of New Canaan, representing to this Board that by the providence of God in the month of March last by falling a tree was so hurt and bruised that thereby he has lost one of his legs in which he suffered great pain and extreme distress, which hath necessarily involved him in debt to the doctors beyond what he is able to pay without parting with his real estate, which is but small, which will leave him and his numerous family to the mercy of the world; praying for relief by a Brief &c., as per memorial on file: Resolved by this Board, that the said Daniel Russell have liberty and he is hereby allowed to ask the charitable contribution of the inhabitants of the several religious societies of the towns of Wethersfield and Canaan, to whom he is recommended as an object of their christian liberality.

Upon the memorial of the Reverend Solomon Williams of Lebanon, in behalf of the Congregational Church in the town of Cornwallis in the Province of Nova Scotia, shewing to this Board that the inhabitants of said town were settled there in the year 1760, and continued five years almost destitute of gospel adminis-

trations; that they have since by the general desire of the people settled the Rev[d] Mr. Benajah Phelps in the gospel ministry in that town with the pleasing prospect of a sufficient support, since which their circumstances are become very difficult and distressing, chiefly by means of the fruits of the earth being cut short in 1767 and 1768, and by extraordinary expence in building a meeting-house, and especially in repairing their dykes to the amount of near 2000, which has involved them so deeply in debt that except they can obtain relief by the charity of their christian brethren and friends in Connecticut the cause of religion will greatly suffer; praying for a Brief &c. as per memorial on file:

Resolved by this Board, That the said Rev[d] Solomon Williams, in behalf of the church and town of Cornwallis, have liberty to ask the charitable contribution of the inhabitants of the several religious societies in the towns of New London, Norwich, Windham, Lebanon, Colchester, Canterbury and Lyme; and said church and inhabitants of said Cornwallis are hereby recommended to their christain liberality.

[21] Oliver Wolcott, Esq[r], sheriff of the county of Litchfield, appeared at this Board and resigned his office as sheriff of said county,* which was accepted and approved.

And Lynde Lord, Esq[r], is appointed Sheriff of the county of Litchfield in the room and stead of said Oliver Wolcott, Esq[r], and order that he be commissioned accordingly.

Personally appeared Lynde Lord, Esq[r], sheriff of Litchfield county, as principal, Elisha Shelden of Litchfield, Esq[r], and Mr. Enoch Lord of Lyme, both of the Colony of Connecticut, as sureties, and before the Governor and Council acknowledged themselves joyntly and severally bound in a recognizance of one thousand pounds, lawful money, to the Treasurer of this Colony that the said Lynde Lord shall well and truly execute the office of sheriff whereto he is appointed until another shall be appointed in his stead and answer and pay all damages any person or persons may or shall sustain by him or any of his deputies unfaithfulness in said office of sheriff as aforesaid.

Jon[th] Trumbull, Gov[r].

New Haven 30th October, 1771. The oaths of allegiance and the oath by law provided for the sheriff was administered by his Hon[r] the Governor to the said Lynde Lord.

Test. W[m] Pitkin, Clerk.

[22] The selectmen of Norwalk exhibited their account of sundries expended in supporting William Sheele, a transient person, amounting to the sum of £6 12 9¾, lawful money: Resolved by this Board, that said sum of £6 12 9¾ [be paid] to said selectmen, and the Treasurer of this Colony is hereby ordered to pay the same accordingly. *Order given Oct. 12th, 1771.*

The selectmen of Guilford exhibited their account of sundries

*The date of the commission of Oliver Wolcott as sheriff (which the editor has seen,) is November 14th, 1751.

expended in supporting George Buller, a transient, who was taken sick and dyed in said town, amounting to the sum of £7 19 2, lawful money: Resolved by this Board, that said sum be paid to said selectmen out of the public treasury of this Colony, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 28th Oct. 1771.*

William Wells, Esq^{r}, of Glastenbury exhibited his account of sundries expended in supporting and doctoring Juda How, a transient woman, amounting to £1 12 6, and 13*s.* doctor's bill: Resolved by this Board, that said sums be paid to said William Wells, Esq^{r}, out of the public treasury of this Colony, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 28th Octob. 1771.*

The selectmen of Durham exhibited their account of sundries expended in supporting John Daviss, a transient person, amounting to the sum of £0 17 4, lawful money: Resolved by this Board, that said sum be paid to said selectmen out of the public treasury of this Colony, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 15th Oct. 1771.*

The selectmen of Milford exhibited their account of sundries expended in supporting and doctoring Christina Tola, a transient [23] person, amounting to the sum of £10 3 5, lawful money: ‖ Resolved by this Board, that said sum be paid to said selectmen out of the public treasury of this Colony, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 28th Oct. 1771.*

The selectmen of Sharon exhibited their account of sundries expended in supporting one Mary Caldwell, a transient person, amounting to the sum of £2 13 6, lawful money: Resolved by this Board, that said sum be paid said selectmen out of the public treasury of this Colony, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 22d Oct. 1771.*

Samuel Bishop jr. Esq^{r}, and Moses Gilbert, being appointed commissioners of sewers upon the memorial of James Pierpoint, preferred to this Board in May last, [resigned said appointment,] which resignation is approved, and Moses Mansfield jun^{r} and Daniel Humingston are appointed in the room of those resigned, to act with said James Pierpoint as commissioners of sewers, and ordered that they be commissioned accordingly.

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It appears by *Industry*, ii, doc. 82, that at this session of the Council, upon the memorial of Stephen Morris, David Jacob, Richard Brocket, and their associates, all of New Haven, a commission of sewers was granted for making a dyke for keeping out the overflow of the tide from "a certain piece of low salt meadow lying in said New Haven on the east side of the Little River, so called, containing about eighty acres; bounded as followeth, beginning at the upland at a place called Dirty Point, and from thence running southerly by the west end of Stephen Brocket meadow to a ditch called Dirty Point Ditch, and across said ditch on the west side of Joshua Barns meadow and Mr. Stiels meadow, and on the east end of

Joel Bradley meadow, and from thence in the line of Eliphalet Pardy meadow at the west end, and on the west end of Ebenezer Brocket meadow, and keeping the same course through Abel Brocket and John Brocket meadow and keeping the same course on the west end of Hezekiah Todd and Stephen Todd's meadow, and from thence to west end of David Jacobs meadow, and keeping the same course through Theophilus Eaton meadow and the meadow belonging to the grammar school to the great creek and crossing the creek, then easterly to the north side of Mr. Doughlas meadow to the upland."

There was a meeting of the Council at Windham, March 18th, 1772, when a proclamation was issued for laying an embargo on the exportation of wheat, rye or indian corn until the 20th of May then next. The annual Fast was also appointed, to be kept on Thursday, April 9th. *Courant*, No. 379.

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[97] *Anno Regni Regis Georgii tertii duodecimo.*

At a General Assembly of the Governor and Company of the English Colony of Connecticut in New England in America, holden at Hartford in said Colony on the second Thursday of May, being the fourteenth day of said month, and continued by several adjournments until the sixth day of June next following, annoque Domini 1772.

Present:

The Honorable Jonathan Trumbull, Esq^{r}, *Governor.*

The Honorable Mathew Griswold, Esq^{r}, *Deputy Governor.*

Hezekiah Huntington, Esq^{r},	William Pitkin, Esq^{r},	*Assistants.*
Shubael Conant, Esq^{r},	Roger Sherman, Esq^{r},	
Elisha Sheldon, Esq^{r},	Abraham Davenport, Esq^{r},	
Eliphalet Dyer, Esq^{r},	Wm. Samuel Johnson, Esq^{r}.	
Jabez Huntington, Esq^{r},	Oliver Wolcott, Esq^{r},	

Representatives or Deputies of the Freemen of the several Towns are as follow, viz:

Colo. John Pitkin, Mr. Benjamin Payne, for Hartford.
Capt. Fisher Gay, Colo. Isaac Lee, for Farmington.
Maj^{r} Henry Champion, Mr. Daniel Foot, for Colchester.
Capt. Abner Barker, Mr. Elijah Fenton, for Willington.
Maj^{r} Erastus Wolcott, Capt. Charles Elsworth, for East Windsor.
Jabez Hamlin, Esq^{r}, Capt. Mathew Talcott, for Midletown.
Mr. Ebenezer White, Mr. David Sage, for Chatham.
Mr. Daniel Brainerd, Capt. Dyer Troop, for East Hadam.
[98] Capt. Samuel Gilbert, Capt. David Barbur, for Hebron.
Mr. Reuben Sikes, Mr. Emery Pease, for Somers.
Capt. Jabez Brainerd, Colo. Hez^{h} Brainerd, for Hadam.

Capt. Samuel Chapman, Mr. Samuel Cobb, for Tolland.
Capt. Josiah Bissell, Capt. Josiah Phelps, for Windsor.
Capt. Joel White, Capt. Thomas Pitkin, for Bolton.
Majr. Elisha Williams, Mr. John Chester, for Weathersfield.
Capt. Hezh Humphry, Capt. Judah Holcomb, for Symsbury.
Capt. Isaac Pinney, Mr. Joshua Fuller, for Stafford.
Mr. Alexander King, Mr. Gideon Granger, for Suffield.
Capt. Ephraim Pease, Mr. Edward Collins, for Enfield.
John Kimberly, Esqr, Capt. Jonathan Wells, for Glastonbury.
Mr. James A. Hilhouse, Mr. Samuel Bishop, for New Haven.
Capt. John Fowler, Majr David Baldwin, for Milford.
Mr. Joseph Hull, Capt. John Wooster, for Derby.
Capt. Andrew Ward, Mr. John Burgis, for Guilford.
Mr. James Barker, Mr. Edward Russell, for Branford.
Mr. Joseph Hopkins, Capt. Timothy Judd, for Waterbury.
Col. Elihu Chauncey, Capt. James Wadsworth, for Durham.
Benjamin Hall, Esqr, Capt. Macock Ward, for Wallingford.
Colo. Gurdon Saltonstall, Mr. William Hilhouse, for New London.
Mr. Rufus Lathrop, Mr. Benja. Huntington, for Norwich.
Capt. Ebenezer Ledyard, Mr. Nathan Gallop, for Groton.
Capt. John Cochran, Capt. William Worthington, for Saybrook.
Majr Samuel H. Parsons, Mr. Samuel Selden, for Lyme.
Mr. Samuel Mott, Colo. Samuel Coit, for Preston.
Majr Charles Phelps, Capt. James Noyce, for Stonington.
Mr. Theophilus Morgan, Colo. Aaron Eliott, for Killingworth.
Ebenezer Silliman, Esqr, Mr. Jonathan Sturgis, for Fairfield.
Colo. Philip B. Bradley, Mr. William Lee, for Ridgefield.
Capt. Theophilus Nichols, Capt. Robert Fairchild, for Stratford.
Mr. Benja. Weed, for Stanford.
Colo. Joseph Platt Cook, Capt. Daniel Starr, for Danbury.
Mr. Thomas Belden, Mr. Uriah Rogers, for Norwalk.
Mr. Oliver Towsey, Majr John Chandler, for Newtown.
Mr. Zacheus Towner, Mr. Alexander Stewart, for New Fairfield.
Colo. John Read, Mr. Hezh Sanford, for Redding.
Capt. John Mead, Mr. Amos Mead, for Greenwich.
Capt. Jabez Huntington, Mr. Nathl Wales junr, for Windham.
Colo. William Williams, Capt. Joseph Trumbull, for Lebanon.
Capt. John Douglas, Mr. Jesse Spaulding, for Plainfield.
Capt. Benjamin Sumner, Capt. Ichabod Ward, for Ashford.

Mr. Constant Southworth, Capt. Experience Storrs, for Mansfield.
Capt. Isaac Gallopp, Mr. Samuel Stewart, for Voluntown.
Capt. Elisha Child, Mr. Jedidiah Morse, for Woodstock.
Mr. Simon Learned, Capt. W^m^ Danielson, for Killingley.
[99] Colo. Ebenezer Williams, Mr. Samuel Craft, for Pomfret.
Mr. Phineas Strong, Capt. Ebenezer Kingsbury, for Coventry.
Colo. Jabez Fitch, Mr. Benjamin Bacon, for Canterbury.
Mr. Jedediah Strong, Capt. Lynde Lord, for Litchfield.
Capt. Jonathan Buell, Capt. Samuel Nash, for Goshen.
Colo. Thomas Chittenden, Mr. John Evarts, for Salisbury.
Mr. Ephraim Hubbel jun^r^, Mr. Nathan Eliott, for Kent.
Maj^r^ Charles Burrell, Mr. Elisha Baker, for Canaan.
Mr. Ephraim Bancroft, Capt. Amos Wilson, for Torrington.
Mr. Thomas Russell, Mr. Heman Swift, for Cornwall.
Mr. Joseph Phelps, Maj^r^ Abijah Catlin, for Harwington.
Daniel Sherman, Esq^r^, Increase Mosely, Esq^r^, for Woodbury.
Capt. Mathew Gillett, Capt. Abel Merrells, for New Hartford.
Mr. Thomas Noble, Capt. Sherman Boardman, for New Milford.
Colo. John Williams, Mr. Simeon Smith, for Sharon.

Jabez Hamlin, Esq^r^, Speaker, } of the House of
William Williams, Esq^r^, Clerk, } Representatives.

This day being appointed by the royal charter and the laws of this Colony for the Election of the publick officers of the Colony, *viz:* Governor, Deputy Governor, Assistants, Treasurer and Secretary, proclamation was made in manner accustomed, and then the votes of the freemen were given in to the persons appointed by the Assembly to receive, sort and count them, and to declare the names of such persons as shall be chosen to any of the aforementioned offices according to law; which persons so appointed were, Hezekiah Huntington, Shubael Conant, Elisha Sheldon, Eliphalet Dyer, Jabez Huntington, William Pitkin, Roger Sherman, Abraham Davenport, W^m^ Sam^l^ Johnson, Oliver Wolcott, Esq^rs^, Capt. Fisher Gay, Maj^r^ Elisha Williams, Mr. Samuel Bishop, Capt. James Wadsworth, Maj^r^ Samuel Holden Parsons, Colo. Aaron Eliott, Mr. Jonathan Sturgiss, Capt. Robert Fairchild, Capt. Ebenezer Kingsbury, Capt. Jabez Huntington, Capt. Increase Mosely, and Mr. Simeon Smith, who were all sworn to a faithful discharge of that trust.

And the votes of the freemen being brought in, sorted and counted,

The Honorable Jonathan Trumbull, Esq^r^, is chosen Governor of this Colony for the year ensuing.

The Honorable Mathew Griswold, Esq^{r}, is chosen Deputy Governor of this Colony for the year ensuing.

Hezekiah Huntington, Esq^{r}, Shubael Conant, Esq^{r}, Elisha Sheldon, Esq^{r}, Eliphalet Dyer, Esq^{r}, Jabez Huntington, Esq^{r}, William Pitkin, Esq^{r}, Roger Sherman, Esq^{r}, Robert Walker, Esq^{r}, Abraham Davenport, Esq^{r}, William Samuel Johnson, Esq^{r}, Joseph Spencer, Esq^{r}, Oliver Wolcott, Esq^{r}, were chosen Assistants for the year ensuing.

[100] John Lawrence, Esq^{r}, is chosen Treasurer of this Colony for the year ensuing.

George Wyllys, Esq^{r}, is chosen Secretary of this Colony for the year ensuing.

The Governor's oath prescribed by the law of this Colony and the oath required by act of Parliament made and passed in the fourth year of the reign of his Majesty George the third, entituled An act for granting certain duties in the British Colonies and Plantations in America, &c., were in due form and manner administred to the Hon^{ble} Jonathan Trumbull, Esq^{r}, now chosen Governor of the Colony of Connecticut; who thereupon took the Governor's chair.

The Deputy Governor's oath appointed by the law of this Colony was duly administred to the Hon^{ble} Mathew Griswold, Esq^{r}, now chosen Deputy Governor of this Colony, who thereupon took the Deputy Governor's chair.

The Assistant's oath prescribed by the law of this Colony was duly administred to Hezekiah Huntington, Shubael Conant, Elisha Sheldon, Eliphalet Dyer, Jabez Huntington, William Pitkin, Roger Sherman, Abraham Davenport, William Samuel Johnson and Oliver Wolcott, Esq^{rs}, now chosen Assistants over this Colony, who thereupon took their seats at the Council Board.

The Treasurer's oath appointed by the law of this Colony was duly administred to John Lawrence, Esq^{r}, now chosen Treasurer of this Colony.

The Secretary's oath appointed by the law of this Colony was duly administred to George Wyllys, Esq^{r}, now chosen Secretary of this Colony.

Ordered, That Mr. Joseph Hopkins and Capt. Timothy Judd return the thanks of this Assembly to the Rev^{d} Mr. Mark Leavingsworth for his sermon delivered before the Assembly on the 14th instant, and desire a copy thereof that it may be printed.

This Assembly do appoint the Hon^{ble} Mathew Griswold, Esq^{r}, to be Chief Judge of the Superior Courts in this Colony the year ensuing.

This Assembly do appoint Robert Walker, Eliphalet Dyer, Roger Sherman and William Pitkin, Esq^rs, to be Judges of the Superior Courts in this Colony the year ensuing.

This Assembly do appoint Jabez Hamlin, Esq^r, to be Judge of the County Court in and for the county of Hartford the yèar ensuing.

This Assembly do appoint Benjamin Hall, Esq^r, to be Judge of the County Court in and for the county of New Haven the year ensuing.

[101] This Assembly do appoint Hezekiah Huntington, Esq^r, to be Judge of the County Court in and for the county of New London the year ensuing.

This Assembly do appoint Abraham Davenport, Esq^r, to be Judge of the County Court in and for the county of Fairfield the year ensuing.

This Assembly do appoint Shubael Conant, Esq^r, to be Judge of the County Court in and for the county of Windham the year ensuing.

This Assembly do appoint John Williams, Esq^r, to be Judge of the County Court in and for the county of Litchfield the year ensuing.

This Assembly do appoint Joseph Talcott, Esq^r, to be Judge of the Court of Probate for the district of Hartford the year ensuing.

This Assembly do appoint Joseph Spencer, Esq^r, to be Judge of the Court of Probate for the district of East Haddam the year ensuing.

This Assembly do appoint Jabez Hamlin, Esq^r, to be Judge of the Court of Probate for the district of Midletown the year ensuing.

This Assembly do appoint Isaac Pinney, Esq^r, to be Judge of the Court of Probate for the district of Stafford the year ensuing.

This Assembly do appoint Solomon Whitman, Esq^r, to be Judge of the Court of Probate for the district of Farmington the year ensuing.

This Assembly do appoint John Owen, Esq^r, to be Judge of the Court of Probate for the district of Symsbury the year ensuing.

This Assembly do appoint John Hubbard, Esq^r, to be Judge of the Court of Probate for the district of New Haven the year ensuing.

This Assembly do appoint Aaron Eliott, Esq^r, to be Judge of the Court of Probate for the district of Guilford the year ensuing.

This Assembly do appoint Gurdon Saltonstall, Esq^r, to be Judge of the Court of Probate for the district of New London the year ensuing.

This Assembly do appoint Hezekiah Huntington, Esq^r, to be Judge of the Court of Probate for the district of Norwich the year ensuing.

This Assembly do appoint Charles Phelps, Esq^r, to be Judge of the Court of Probate for the district of Stonington the year ensuing.

This Assembly do appoint Ebenezer Silliman, Esq^r, to be Judge of the Court of Probate for the district of Fairfield the year ensuing.

This Assembly do appoint Abraham Davenport, Esq^r, to be Judge of the Court of Probate for the district of Stamford the year ensuing.

This Assembly do appoint Thomas Benedict, Esq^r, to be Judge of the Court of Probate for the district of Danbury the year ensuing.

This Assembly do appoint Shubael Conant, Esq^r, to be Judge of the Court of Probate for the district of Windham the year ensuing.

This Assembly do appoint Jabez Fitch, Esq^r, to be Judge of the Court of Probate for the district of Plainfield the year ensuing.

This Assembly do appoint Ebenezer Williams, Esq^r, to be Judge of the Court of Probate for the district of Pomfret the year ensuing.

[102] This Assembly do appoint Oliver Wolcott, Esq^r, to be Judge of the Court of Probate for the district of Litchfield the year ensuing.

This Assembly do appoint Daniel Sherman, Esq^r, to be Judge of the Court of Probate for the district of Woodbury the year ensuing.

This Assembly do appoint John Williams, Esq^r, to be Judge of the Court of Probate for the district of Sharon the year ensuing.

This Assembly do appoint William Wolcott, Seth Wetmore, Samuel Talcott and John Kimberly, Esq^rs, to be Justices of the Peace and Quorum for the county of Hartford the year ensuing.

This Assembly do appoint Jabez Hamlin, George Wyllys, Joseph Talcott, Thomas Hosmer, Jonathan Hills, John Pitkin, Benjamin Payne, John Lawrence, Elisha Williams, Solomon Wells, Thomas Belding, Josiah Bissell, Henry Allyn, Roger Newberry, Erastus Wolcott, Charles Elsworth jun^r, Joseph

Southmaid, Nathaniel Chauncey, Mathew Talcott, Solomon Whitman, Joseph Hart, Jared Lee, John Strong, Selah Hart, Isaac Lee jun^{r}, James Wadsworth, Fisher Gay, John Owen, Judah Holcomb, Jonathan Pettibone, Hezekiah Humphry, Oliver Humphry, Joseph Wells, Jonathan Hale, William Wells, Samuel Kent, Alexander King, Daniel Cone, Daniel Brainerd, Jabez Chapman jun^{r}, Samuel Huntington, Epaphras Lord, John Waterous, Daniel Foot, Peter Bulkley, Henry Champion (of Colchester), David Barbur, John Phelps, Ephraim Terry, Joseph Olmsted, Benjamin Talcott, Thomas Pitkin, Joel White, Samuel Cobb, Samuel Chapman, Isaac Pinney, Daniel Alden, Abner Barker, Moses Holmes, Samuel Reynolds, David Sage (of Chatham), Nathan Freeman, Ebenezer White, Edward Collins, Samuel Gilbert jun^{r}, Jabez Brainerd, Thomas Seymour and Joseph Brooks, Esq^{rs}, to be Justices of Peace for the county of Hartford the year ensuing.

This Assembly do appoint Mr. Hezekiah Gridley, to be a Justice of Peace within and for the county of Hartford the year ensuing.

This Assembly do appoint John Hubbard, Elihu Chauncey, Thomas Darling and John Fowler, Esq^{rs}, to be Justices of Peace and Quorum for the county of New Haven the year ensuing.

This Assembly do appoint Benjamin Hall, John Whiting, Daniel Lyman, Samuel Bishop jun^{r}, James Abraham Hilhouse, David Wooster, Enos Allen, Samuel Sacket, Joshua Chandler, Samuel Hemingway, Simeon Bristol, Caleb Beecher, Nathan Baldwin, David Baldwin, Ephraim Strong, David Ingersoll, Timothy Russell, Charles French, John Daviss (of Derby), Joseph Hull jun^{r}, Thomas Mathews, Joseph Hopkins, Timothy Judd, Jonathan Baldwin, Samuel Lewiss, Elihu Hall, Benjamin Hall 4th, Aaron Lyman, Macock Ward, Dan Johnson, Caleb Hall, James Wadsworth jun^{r}, Nathaniel Ruggles, Josiah Meigs, Timothy Todd, John Burgis, Samuel Brown, Oliver Dudley, Jonathan Russel, Josiah Rogers, Samuel Barker, James Barker, William Gould and Oliver Stanly, Esq^{rs}, to be Justices of Peace for the county of New Haven the year ensuing.

This Assembly do appoint Phineas Royce to be a Justice of Peace in and for the county of New Haven the year ensuing.

This Assembly do appoint Samuel Coit, William Hilhouse, Jeremiah Miller and Samuel Selden, Esq^{rs}, to be Justices of the Peace and Quorum for the county of New London the year ensuing.

[103] This Assembly do appoint Gurdon Saltonstall, Pygan Adams, John Murdock, Daniel Coit, Richard Law, Jona. Lattimore jun^{r}, John Winthrop, John Hemstead, Joshua Raymond, William Whiting, Humphry Avery, Ebenezer Hartshorn, Jacob Perkins, Elisha Fitch, Simon Tracy jun^{r}, Samuel Huntington, Benjamin Huntington, Elisha Lathrop, Elijah Backus, Christopher Leffingwell, Richard Hide, Samuel Tracy, Daniel Lathrop, Luke Perkins, William Williams, Nathan Smith, Ebenezer Avery, William Avery, Benadam Gallop, Joseph Denison, Samuel Prentice, John Williams, Charles Phelps, Paul Wheeler, Stephen Babcock, Nathaniel Minor, William Witter, Benjamin Coit, Samuel Mott, Robert Crary, Benjamin Lee, Samuel Ely, John Lay 2d, George Dorr, Samuel Holden Parsons, Eleazer Mather, Hezekiah Whittlesey, John Shipman, Justus Buck, Benjamin Williams, Benjamin Gale, Elnathan Stephens, Aaron Eliott, John Pierson, Theophilus Morgan, Rufus Lathrop, Daniel Bishop, Robert Geer, Ebenezer Ledyard and William Worthington, Esq^{rs}, to be Justices of Peace for the county of New London the year ensuing.

This Assembly do appoint John Read, Samuel Adams, Robert Fairchild and Joseph Platt, Esq^{rs}, to be Justices of the Peace and Quorum for the county of Fairfield the year ensuing.

This Assembly do appoint Ebenezer Silliman, Theophilus Nichols, Ichabod Lewiss, Agur Tomlinson, Daniel Fairchild, James Walker, David Wilcoxson, John Brooks, David Burr jun^{r}, Lathrop Lewiss, Samuel Bradly jun^{r}, Daniel Silliman, David Cooley, Abraham Andrews, Samuel Fitch, Thomas Fitch jun^{r}, Theophilus Fitch, Elias Betts, Thomas Belden, Charles Webb, Benjamin Weed, Thomas Youngs, David Waterbury jun^{r}, Peter Mead, David Knap, Messenger Palmer, Edward Brush, John Mead, Samuel Olmsted, Samuel Smith, Philip Burr Bradley, Daniel Cooley, Thomas Benedict, Joseph Platt Cook, Samuel Taylor, Daniel Taylor, Lemuel Sanford, Henry Lyon, Richard Fairman, Henry Glover, Ephraim Hubbell, Thomas Brush, Oliver Tousey, John Chandler, Samuel Odell and Nehemiah Beardslee, Esq^{rs}, to be Justices of Peace for the county of Fairfield the year ensuing.

This Assembly do appoint Gold Selleck Silliman a Justice of Peace for the county of Fairfield for the year ensuing.

This Assembly do appoint Jabez Fitch, Joshua West, Ebenezer Williams and William Williams, Esq^{rs}, to be Jus-

tices of the Peace and Quorum for the county of Windham the year ensuing.

This Assembly do appoint Jonathan Huntington, Samuel Gray, Jedediah Elderkin, Nathaniel Wales jun^{r}, Hez^{h} Manning, William Metcalfe, Benajah Bill, Isaac Coit, Elisha Payne, John Dyer, John Curtiss, Joseph Storrs, John Salter, Phineas Strong, Joseph Strong, Ephraim Root, Thomas Williams of Pomfret, John Grosvenor, Jacob Dresser, Thomas Moffatt, Bryant Brown, William Danielson, Elijah Whiton, Benja. Sumner, Robert Dixon, Jeremiah Kinnee, Samuel Stewart, Samuel Chandler, Nathaniel Child, Samuel Child jun^{r}, Ebenezer Wales, Abner Sessions and Samuel Craft, Esq^{rs}, to be Justices of Peace for the county of Windham the year ensuing.

This Assembly do appoint Jacob Simons and Solomon Wales to be Justices of Peace for the county of Windham the year ensuing.

This Assembly do appoint Increase Mosely, Daniel Sherman and Bushnel Bostwick, Esq^{rs}, to be Justices of the Peace and Quorum for the county of Litchfield the year ensuing.

[104] This Assembly do appoint Elisha Sheldon, Esq^{r}, one of the Quorum in the county of Litchfield the year ensuing.

This Assembly do appoint John Williams, Jacob Woodruff, Isaac Baldwin, David Welch, Daniel Everet, Benjamin Hinman, Gideon Walker, Benjamin Stiles, Thomas Warner, Joseph Pierce, Paul Welch, Samuel Bostwick, Samuel Canfield, John Ransom, Daniel Lee, Nathan Eliott, Daniel Griswold of Sharon, James Landon, John Hutchinson, Thomas Russell, Heman Swift, John Beebe, Charles Burrall, Elisha Baker, John Beach, Samuel Nash, Ebenezer Norton, Abijah Catlin, Daniel Catlin, Isaac Kellogg, Mathew Gillet, John Cook, Epaphras Sheldon, Michael Humphry, Nehemiah Andruss of Hartland, Reuben Smith, Ephraim Hubbel jun^{r}, Thomas Chittendon, and Andrew Adams, Esq^{rs}, to be Justices of Peace in the county of Litchfield the year ensuing.

An Act for altering the Time for holding the County Court in the County of Litchfield.

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That from and after the first day of January next, the stated time for holding the county court at Litchfield in and for the county of Litchfield instead of the fourth Tuesday in April shall be the fourth Tuesday of March annually; any law, usage or custom to the contrary notwithstanding.

An Act in Addition to and Alteration of an Act entituled An Act relating to and for the Ascertaining the Bounds of Towns and the Lands of particular Persons.

Whereas it is found to be very inconvenient in many towns in this Colony to perambulate their lines and renew their bounds either in the months of March or April, as by said act is provided, on account of the high waters at that season,

Be it therefore enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That for the future the said service may and shall be done and performed either in the months of April or November annually, in the same manner and under the same penalty as in and by said act is provided; anything therein to the contrary notwithstanding.

An Act in further Addition to an Act entituled An Act for the Direction of Listers in their Office and Duty.

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That where abatements for over-cast of the list returned to this Assembly in October annually, or on the additions made thereto, shall be made and certifyed by the listers in the town where such overcasts are made, the same shall be received and allowed by the Treasurer on settlement of rates made thereon; and where such over-cast is made on the list returned in October as aforesaid, and the school monies have been paid thereon before such abatement made, it shall be the duty of such towns to return the sums received on such abatements, and in default thereof the Treasurer shall and is hereby directed to deduct so much out of the school monies payable to such towns in any succeeding years as have been paid on such abatements, with the interest arisen thereon.

[105] An Act in Addition to one Law of this Colony intituled An Act for collecting and paying of Rates or Taxes.

Be it enacted by the Governor, Council and Representatives, in General Court assembled, and by the authority of the same, That upon application made to any Assistant or justice of the peace by the selectmen of any town or committee of any society for a warrant against any negligent collector, agreeable to the directions of said statute in that case provided, it shall be lawful for such Assistant or justice to grant such warrant against the goods, chattels, lands and body of such negligent collector in the same manner as by law the superior and county courts may grant executions on judgments for debt; and such warrants shall be proceeded with in executing the same in the same manner as by law is provided for the levying of executions.

Resolved by this Assembly, That an Embargo be laid and continued on the exportation of all wheat, indian corn and

other grain of the growth and produce of this Colony, and meal and flour manufactured therein, until the fifteenth day of July next. And his Honor the Governor is desired to issue a proclamation accordingly.

Whereas it appears and is supposed to be unnecessary to have the embargo which has been laid by act of this Assembly on the exportation of grain &c. in force longer than the first day of July next: Resolved by this Assembly, that the said act laying said embargo shall be in force until the first day of July next, and no longer; anything contained in said act extending it further notwithstanding. And his Honor the Governor is desired to give notice thereof at the custom-houses in this Colony.

Whereas the General Assembly held at Hartford in May, 1769, granted to Christopher Leffingwell of Norwich two pence the quire on all good writing-paper, and one penny the quire on all printing and coarser paper that should be made in his paper-mill at said Norwich, to be paid out of the treasury of this Colony in May annually during the pleasure of this Assembly: It is now resolved by this Assembly, that the payment of said bounty be discontinued for the future, and said grant is hereby repealed.

Resolved by this Assembly, That it be recommended by the field officers of the respective regiments in this Colony to the officers of the companies in their respective regiments, to discountenance the practice of expensive entertainments and treats made by persons chosen to office in their respective companies, and acquaint them that such practice will hereafter be considered as a disqualification for further promotion in office.

Whereas the first antient book of records of this Colony remaining in the Secretary's office and the first records of the Jurisdiction of New Haven in the office of the town-clerk of the town of New Haven are much worn and decayed, and by constant use in danger of being totally ruined: Resolved by this Assembly, that the Secretary be directed, and he is hereby directed, to procure the said records to be fairly transcribed into some proper book or books to be by him procured for that purpose and laid before this Assembly to be compared and duly authenticated for common use: to the end that the said original ancient records may be safely preserved and used only upon special and important occasions. The Secretary is also directed to receive into his hands and deposit in his office the antient book of records of the Jurisdiction of New Haven now remaining in the office of the clerk of

the county court of New Haven county, who is also hereby requested to deliver the same to him accordingly, that the same may remain for publick use in the publick archives of the Colony.

This Assembly do appoint David Burr, Esq^{r}, to be Major of the fourth regiment of militia in this Colony.

This Assembly do appoint John Eliott of Guilford, Esq^{r}, Major of the seventh regiment of militia in this Colony, in the room of Major John Murdock who hath resigned.

This Assembly do appoint William Williams, Esq^{r}, to be Lieutenant Colonel of the twelfth regiment of militia in this Colony.

This Assembly do appoint Henry Champion, Esq^{r}, Major of the twelfth regiment of militia in this Colony.

This Assembly do establish Joseph Talcott jun^{r} to be Captain of the first company or trainband in the town of Hartford.

This Assembly do establish Ebenezer Barnard to be Lieutenant of the first company or trainband in the town of Hartford.

This Assembly do establish Zachariah Pratt to be Ensign of the first company or trainband in the town of Hartford.

This Assembly do establish Jonathan Nichols to be Captain of the second company or trainband in the fifth regiment in this Colony.

This Assembly do establish James Dana to be Lieutenant of the second company or trainband in the fifth regiment in this Colony.

This Assembly do establish Josiah Ames to be Captain of the sixth company or trainband in the town of Norwich.

This Assembly do establish Jabez Crocker jun^{r} to be Lieutenant of the sixth company or trainband in the town of Norwich.

This Assembly do establish Ebenezer Johnson jun^{r} to be Ensign of the sixth company or trainband in the town of Norwich.

This Assembly do establish Samuel Pierce to be Lieutenant of the company or trainband in the society of Wintonbury.

This Assembly do establish Jonathan Filley jun^{r} to be Ensign of the company or trainband in the society of Wintonbury.

This Assembly do establish Samuel Thomson to be Captain of the third company or trainband in the town of New London.

This Assembly do establish Jonathan Minard jun^{r} to be

Lieutenant of the third company or trainband in the town of New London.

This Assembly do establish Benjamin Atwell junr to be Ensign of the third company or trainband in the town of New London.

This Assembly do establish Jonathan Hale junr to be Captain of the fourth company or trainband in the sixth regiment in this Colony.

This Assembly do establish Samuel Wells to be Lieutenant of the fourth company or trainband in the sixth regiment in this Colony.

This Assembly do establish Timothy Hale junr to be Ensign of the fourth company or trainband in the sixth regiment in this Colony.

This Assembly do establish John Perkins to be Ensign of the company or trainband in the society of Hanover in the town of Norwich.

This Assembly do establish Daniel Stewart to be Ensign of the 17th company or trainband in the 6th regiment in this Colony.

[107] This Assembly do establish Nathan Read to be Captain of the company or trainband in the society of Midlesex in this Colony.

This Assembly do establish Jonathan Bell junr to be Lieutenant of the company or trainband in the society of Midlesex in this Colony.

This Assembly do establish Ebenezer Bishop to be Ensign of the company or trainband in the society of Midlesex in this Colony.

This Assembly do establish William Hart junr to be Ensign of the first company or trainband in the 7th regiment in this Colony.

This Assembly do establish Samuel Morgan to be Ensign of the third company or trainband in the fifth regiment in this Colony.

This Assembly do establish Eleazer Huntington to be Ensign of the second company or trainband in the fifth regiment in this Colony.

This Assembly do establish Thomas Hollister junr to be Ensign of the 11th company or trainband in the sixth regiment in this Colony.

This Assembly do establish Daniel Brainerd junr to be Captain of the 14th company or trainband in the sixth regiment in this Colony.

This Assembly do establish Hezekiah Sears to be Ensign

of the 14th company or trainband in the sixth regiment in this Colony.

This Assembly do establish Daniel Starr to be Captain of the troop of horse in the 16th regiment in this Colony.

This Assembly do establish Ezekiel Wilson to be Lieuten ant of the troop of horse in the 16th regiment in this Colony.

This Assembly do establish Zadock Hard to be Cornet of the troop of horse in the 16th regiment in this Colony.

This Assembly do establish Jabez Botsford to be Quarter-Master of the troop of horse in the 16th regiment in this Colony.

This Assembly do establish Elisha Fox to be Captain of the seventh company or trainband in the town of New London.

This Assembly do establish John Raymond jun^{r} to be Lieutenant of the 7th company or trainband in the town of New London.

This Assembly do establish Joseph Smith to be Ensign of the 7th company or trainband in the town of New London.

This Assembly do establish Hubbard Burrows to be Lieutenant of the third company or trainband in the town of Groton.

This Assembly do establish Daniel Stark to be Ensign of the third company or trainband in the town of Groton.

This Assembly do establish Daniel Dewey to be Captain of the fourth company or trainband in the twelfth regiment in this Colony.

This Assembly do establish Simon Crocker to be Lieutenant of the fourth company or trainband in the 12th regiment in this Colony.

This Assembly do establish Nathan Clark to be Ensign of the fourth company or trainband in the 12th regiment in this Colony.

This Assembly do establish Aaron Creary to be Lieutenant of the fourth company or trainband in the town of Preston.

[108] This Assembly do establish Vetch Williams to be Captain of the 2d troop of horse in the 12th regiment in this Colony.

This Assembly do establish Elijah Hide jun^{r} to be Lieutenant of the 2d troop of horse in the 12th regiment in this Colony.

This Assembly do establish Dan Throop to be Cornet of the 2d troop of horse in the 12th regiment in this Colony.

This Assembly do establish Simeon Gray to be Quarter-Master of the 2d troop of horse in the 12th regiment in this Colony.

This Assembly do establish John Wattles to be Captain of the 10th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Jeremiah Mason to be Lieutenant of the 10th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Andrew Waterman to be Ensign of the 10th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Bezaleel Beebe to be Ensign of the first company or trainband in the town of Litchfield.

This Assembly do establish Ephraim Warren jun^{r} to be Captain of the 14th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Daniel Waters to be Lieutenant of the 14th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Nathan Draper to be Ensign of the 14th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Simeon Spaulding to be Captain of the 20th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Ezekiel Little to be Lieutenant of the 20th company or trainband in the 11th regiment in this Colony.

This Assembly do establish John Eaton jun^{r} to be Ensign of the 20th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Daniel Gray to be Ensign of the first company or trainband in the town of Stamford.

This Assembly do establish Daniel Judd to be Lieutenant of the third company or trainband in the 12th regiment in this Colony.

This Assembly do establish Joseph Wright to be Ensign of the third company or trainband in the 12th regiment in this Colony.

This Assembly do establish Charles Sears to be Captain of the 11th company or trainband in the seventh regiment in this Colony.

This Assembly do establish John Smith to be Ensign of of the 11th company or trainband in the seventh regiment in this Colony.

This Assembly do establish Joseph Carter to be Captain of the second company or trainband in the town of Kent.

This Assembly do establish Eleazer Curtiss jun^{r} to be Lieutenant of the second company or trainband in the town of Kent.

This Assembly do establish John Bliss jun^{r} to be Ensign of the second company or trainband in the town of Kent.

[109] This Assembly do establish Jonathan Farrand to be Ensign of the company or trainband in the society of Judea in the 13th regiment in this Colony.

This Assembly do establish Nathaniel Richardson to be Ensign of the second company or trainband in the town of Waterbury.

This Assembly do establish Sherebiah Butt to be Ensign of the second company or trainband in the 11th regiment in this Colony.

This Assembly do establish Daniel Bugbee to be Lieutenant of the 16th company or trainband in the 11th regiment in this Colony.

This Assembly do establish Jonathan Morriss to be Ensign of the 16th company or trainband in the 11th regiment in this Colony.

This Assembly do establish James Clark to be Captain of the first company or trainband in the 12th regiment in this Colony.

This Assembly do establish William Huntington to be Lieutenant of the first company or trainband in the 12th regiment in this Colony.

This Assembly do establish Andrew Huntington to be Ensign of the first company or trainband in the 12th regiment in this Colony.

This Assembly do establish Phineas Porter to be Ensign of the first company or trainband in the town of Waterbury.

This Assembly do establish Samuel Savage to be Captain of the 5th company or trainband in the sixth regiment in this Colony.

This Assembly do establish Jerard Shepard to be Lieutenant of the 5th company or trainband in the sixth regiment in this Colony.

This Assembly do establish Jehiel Williams to be Ensign of the 5th company or trainband in the sixth regiment in this Colony.

This Assembly do establish Joshua Phelps to be Captain of the 5th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Samuel Filer jun^{r} to be Lieutenant of the fifth company or trainband in the 12th regiment in this Colony.

This Assembly do establish Joseph Phelps to be Ensign of the fifth company or trainband in the 12th regiment in this Colony.

This Assembly do establish Samuel Brown to be Lieutenant of the second company or trainband in the town of Waterbury.

This Assembly do establish Michael Dayton to be Ensign of the second company or trainband in the town of Waterbury.

This Assembly do establish Elias Buell to be Captain of the fourth company or trainband in the fifth regiment in this Colony.

This Assembly do establish Jeremiah Ripley to be Lieutenant of the fourth company or trainband in the 5th regiment in this Colony.

This Assembly do establish Asa Strong to be Ensign of the fourth company or trainband in the fifth regiment in this Colony.

This Assembly do establish Allen Leet to be Cornet of the troop of horse in the seventh regiment in this Colony.

This Assembly do establish Arnold Hazleton to be Quarter-Master of the troop of horse in the seventh regiment in this Colony.

[110] This Assembly do establish Ebenezer Gay to be Captain of the north company or trainband in the town of Sharon.

This Assembly do establish Adonijah Griswold to be Lieutenant of the north company or trainband in the town of Sharon.

This Assembly do establish James Pardee to be Ensign of the north company or trainband in the town of Sharon.

This Assembly do establish Samuel Porter to be Captain of the third company or trainband in the first society in the town of Waterbury.

This Assembly do establish Thomas Kincaid to be Lieutenant of the third company or trainband in the first society in the town of Waterbury.

This Assembly do establish John Ensign to be Captain of the first company or trainband in the first society in the town of Canaan.

This Assembly do establish Asahel Beach to be Lieutenant of the first company or trainband in the first society in the town of Canaan.

This Assembly do establish Charles Belding to be Ensign of the first company or trainband in the first society in the town of Canaan.

This Assembly do establish Stephen Hubbard to be Captain of the sixth company or trainband in the sixth regiment in this Colony.

This Assembly do establish Jeremiah Hubbard to be Lieutenant of the sixth company or trainband in the sixth regiment in this Colony.

This Assembly do establish Jabez Brooks jun^{r} to be Ensign of the sixth company or trainband in the sixth regiment in this Colony.

This Assembly do establish David Downs to be Captain of the third company or trainband in the town of Sharon.

This Assembly do establish Nathaniel Hamlin to be Lieutenant of the third company or trainband in the town of Sharon.

This Assembly do establish Amos Chappell to be Ensign of the third company or trainband in the town of Sharon.

This Assembly do establish Isaac Hopkins to be Captain of the 13th company or trainband in the 15th regiment in this Colony.

This Assembly do establish John Alcock jun^{r} to be Lieutenant of the 13th company or trainband in the 15th regiment in this Colony.

This Assembly do establish Amos Beecher to be Ensign of the 13th company or trainband in the 15th regiment in this Colony.

This Assembly do establish Elias Williams to be Captain of the ninth company or trainband in the sixth regiment in this Colony.

This Assembly do establish Josiah Griswold to be Lieutenant of the 9th company or trainband in the sixth regiment in this Colony.

This Assembly do establish Jonathan Deming to be Ensign of the 9th company or trainband in the sixth regiment in this Colony.

This Assembly do establish Daniel Wilcox to be Captain of the fifth company or trainband in the town of Symsbury.

This Assembly do establish Ezra Brewster to be Ensign of the eighth company or trainband in the town of Norwich.

[111] This Assembly do establish Elijah Chapman to be Captain of the north company or trainband in the town of Tolland.

This Assembly do establish Stephen Steel to be Lieutenant of the north company or trainband in the town of Tolland.

This Assembly do establish James Steel to be Ensign of the north company or trainband in the town of Tolland.

This Assembly do establish Ebenezer Backus to be Captain of the troop of horse in the fifth regiment in this Colony.

This Assembly do establish John Ripley to be Lieutenant of the troop of horse in the 5th regiment in this Colony.

This Assembly do establish Thomas Dyer to be Cornet of the troop of horse in the 5th regiment in this Colony.

This Assembly do establish Isaac Serjents to be Quarter-Master of the troop of horse in the 5th regiment in this Colony.

This Assembly do establish William Cone to be Captain of the 16th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Ebenezer Dutton to be Lieutenant of the 16th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Nathan Jewet to be Ensign of the 16th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Samuel Wyllys to be Captain of the military company constituted by act of Assembly in October, 1771, and named the Governor's Guard.

This Assembly do establish William Knox to be Lieutenant of the military company constituted by act of Assembly in October, 1771, and named the Governor's Guard.

This Assembly do establish Ebenezer Austin to be Ensign of the military company constituted by act of Assembly in October, 1771, and named the Governor's Guard.

This Assembly do establish Joseph Hunt to be Captain of the third company or trainband in the town of Norwich.

This Assembly do establish Isaac Johnson to be Lieutenant of the third company or trainband in the town of Norwich.

This Assembly do establish Asa Kingsberry to be Ensign of the third company or trainband in the town of Norwich.

This Assembly do establish John Breed jun^{r} to be Captain of the third company or trainband in the town of Stonington.

This Assembly do establish Ichabod Brown to be Lieutenant of the third company or trainband in the town of Stoningtown.

This Assembly do establish Elias Palmer to be Ensign of the third company or trainband in the town of Stoningtown.

This Assembly do establish Amasa Mills to be Lieutenant of the fifth company or trainband in the town of Symsbury.

This Assembly do establish Zacheus Case to be Ensign of the fifth company or trainband in the town of Symsbury.

This Assembly do establish Thaddeus Bennett to be Lieutenant of the company or trainband in Stratfield in the 4th regiment in this Colony.

[112] This Assembly do establish Isaac Bidwell to be Captain of the first company or trainband in the 15th regiment in this Colony.

This Assembly do establish James Cowles to be Lieutenant of the first company or trainband in the 15th regiment in this Colony.

This Assembly do establish Simeon Strong to be Ensign of the first company or trainband in the 15th regiment in this Colony.

This Assembly do establish Eleazer Hutchinson junr to be Lieutenant of the 13th company or trainband in the 12th regiment in this Colony.

This Assembly do establish David Townshend, to be Ensign of the 13th company or trainband in the 12th regiment in this Colony.

This Assembly do establish Dan Marvin to be Captain of the first company or trainband in the town of Lyme.

This Assembly do establish James Marvin to be Lieutenant of the first company or trainband in the town of Lyme.

This Assembly do establish William Lay to be Ensign of the first company or trainband in the town of Lyme.

This Assembly do establish James Hazleton junr to be Captain of the third company or trainband in the 7th regiment in this Colony.

This Assembly do establish Jabez Gregory to be Lieutenant of the first company or trainband in the first society in the town of Norwalk.

This Assembly do establish Samuel Ketchum to be Ensign of the first company or trainband in the first society in the town of Norwalk.

This Assembly do establish Richard Wheeler to be Captain of the fifth company or trainband in the town of Stonington.

This Assembly do establish William Stanton to be Lieutenant of the fifth company or trainband in the town of Stonington.

This Assembly do establish John Williams 4th to be Ensign of the fifth company or trainband in the town of Stonington.

This Assembly do establish Noadiah Hooker to be Lieutenant of the second company or trainband in the 15th regiment in this Colony.

This Assembly do establish Noah Porter to be Ensign of the second company or trainband in the 15th regiment of this Colony.

This Assembly do establish Isaac Smith to be Captain of the second company or trainband in the second regiment in this Colony.

This Assembly do establish Samuel Treat to be Lieutenant of the second company or trainband in the second regiment in this Colony.

This Assembly do establish Jehiel Bryan to be Ensign of the second company or trainband in the second regiment in this Colony.

This Assembly do establish Eliakim Brainerd to be Lieutenant of the 3d company or trainband in the seventh regiment in this Colony.

This Assembly do establish Benjamin Peck to be Captain of the sixth company or trainband in the second regiment in this Colony.

This Assembly do establish Samuel Clark to be Lieutenant of the sixth company or trainband in the second regiment in this Colony.

This Assembly do establish William Clark to be Ensign of the sixth company or trainband in the second regiment in this Colony.

[113] This Assembly do appoint Seth Smith of Stonington to be Surveyor of Land within and for the county of New London.

Upon the petition of Odiah Loomiss and Jane his wife, Isaac Weyman and Sarah his wife, Samuel Wells, John Wells and Elijah Wells, Thomas Wells, Aaron Phelps and Susannah his wife, &c., against James Cornish and Hannah his wife, Timothy Thrall, William Thrall and Mary Thrall, preferred to the General Assembly held at Hartford in May, A.D. 1769, shewing that John Cook late of Windsor, deceas'd, of whom the petitioners are heirs &c., did by an absolute deed convey to William Thrall of Windsor, deceased, a large farm of land lying in Symsbury, containing about three hundred and fifty acres, and that at the same time took a bond from said Trawl for the reconveyance of said land on paying the sum of four hundred and forty pounds, money old tenor, &c., and that said bond was fraudulently got up, and that the petitioners have been feme coverts and minors from the death of said Cook to the year 1766, &c., as per petition on file, which petition by sundry continuances came to the General Assembly held at said Hartford in May, 1771, when Jabez

Hamlin, Elihu Chauncey, Esq[rs], and Mr. Richard Alsop were appointed a committee on said petition, to hear and report &c., which committee made report to the General Assembly at New Haven in October last, that said John Cook did for the consideration of £440 0 0, money of the country, on the 31st of July, 1732, convey by deed the land described in said petition, containing 360 acres and 128 rods, unto William Thrall aforesaid, that at the time of giving said deed said William Thrall, deceased, gave to said John Cook a bond of defeazance, which bond was lodged in the hands of Capt. Joseph Cook of Hartford, and that afterwards said William Thrall advanced on the credit of said security about £87 11 8, and charged the same on book; that said William Thrall died on the 25th of October, 1738, having by will given said land to his brother Timothy Thrall, said Cook being in the possession of said land, which said Timothy is also deceas'd; that on the 11th of June, 1740, said William's widow had her dower set out in said land, which she has improved ever since; that in Feb[y], A. Dom. 1737, said John Cook and his estate was taken under the care of the selectmen according to the law of the government, the said William Thrall being one, and so continued until August, 1745, when said Cook was released on said Odiah Loomiss' giving bond to indemnify the town, at which time said Cook was much impaired by age and infirmity, and so continued until his death, which happened in 1749; that in 1745 said Timothy, deceased, entred into two third parts of said land but made no great improvements; that the only heirs of said John Cook were the wife of the said Odiah Loomiss and Mrs. Wells, which Mrs. Wells lived single about two years and a half after her uncle, said John Cook's, decease and then married with one Mr. Metcalf and she and her sister Loomiss and their heirs have been feme coverts and minors until the year A. D. 1766; that the said Timothy Thrall and William Thrall, two of the petitioners, have improved two thirds of said farm ever since the year 1756; that in A.D. 1746, said bond of defeazance was in a clandestine and fraudulent manner got from said Capt. Cook and delivered to said Timothy Thrall, deceas'd, who was instrumental and privy to said fraud; that the sum paid by said William Thrall to said John Cook, including said book-debt and interest to this time, amounts to £416 14 9, lawful money; that said farm is worth eleven hundred pounds, and the neat profits received by the petitioners from said land amounts to £105 0 0, lawful money; and said committee give it as their opinion that the petitioners have

right to redeem said land on paying to the petitionees £311 14 9, lawful money, &c., as by said report appears, which report is accepted: And thereupon it is resolved and ordered, that the petitionees shall upon the petitioners paying to said Timothy and William Thrall for the use of the petitionees said sum of three hundred and eleven pounds fourteen shillings and nine pence, lawful money, at any time within six months from the rising of this Assembly, the petitionees shall thereupon, each and all of them, reconvey to the petitioners by proper deeds of conveyance, thereby quitting, releasing and conveying to the petitioners all the right, title, interest and claim of the petitionees in and to said land, on penalty of forfeiting and paying to the petitioners the sum of two and twenty hundred pounds, lawful money; and that the petitionees shall commit no waste on the premises in the mean time, on penalty of paying to the petitioners double the damages by them sustained by reason of such waste.

[114] Upon the petition of John Hotchkiss, of New Haven in said Colony, representing that having on the 29th day of December, 1761, executed to Mr. Theophilact Bache of the city and Province of New York, merchant, a note of hand for the sum of £954 12 10, New York money, in full of all dues to that time, and afterwards the petitioner became indebted to said Bache the sum of £899 17 10, like money, and that he made large payments thereon in cash and on the 21st day of January, 1765, executed to said Bache a bill of sale of a certain shop at Stratford and goods therein as a security only, and on the fifth day of September gave to said Bache as security the one half of the brigantine Charlotte and cargo, furniture and apparel, which afterwards, to wit at the island of St. Christophers on the 13th day of January, 1768, the said Bache became possessed of, and also of the said shop and goods; praying an ascertainment of the demands of said Bache and of the amount of the said one half of said brig and cargo and shop and goods aforesaid, and that a decree might pass for the balance due the petitioner, and also that said Bache deliver up said note and discharge said book debt under certain penalties; per petition on file dated April 30th day, 1770; whereupon a committee was appointed, who having fixed time and place did fully hear the parties with their exhibits touching the matters in said petition alledged, found that the said note and book-debt with the interest at 7 *per cent.* added to the 20th of May instant amount to £3031 7 6, New York money, and that the several payments in cash made by the petitioner to said Bache with interest cast as

aforesaid amount to £1660 1 0, like money, and the said shop and goods amount to £1106 15 2, and also that the one half of said brig and cargo with interest added as aforesaid amounts to £1091 12 4, all which payments amounting to £3858 8*s.* 8*d.* leave a balance of £827 1 0, York money, due from said Bache to the petitioner, which ought immediately to be paid to said Hotchkiss and said note delivered up and said book discharged, as by their report dated May the 12th, 1772, appears, which report is accepted &c.: It is thereupon resolved by this Assembly, that said Hotchkiss recover of the said Theophilact Bache the sum of £827 1 0, York money, with cost of prosecution, and that the Secretary issue execution thereof accordingly; and also that said Theophilact Bache deliver up said note and discharge said book-debt within three months after the rising of this Assembly, on pain of forfeiting to said Hotchkiss the penal sum of three thousand pounds, lawful money of New England. *Cost allowed is* £25 10*s.* 6*d. L. money. Execution granted June* 3*d*, 1772. *Alias ex. granted Nov.* 27*th*, 1775.

Upon the petition of John Hotchkiss, of New Haven in said Colony, representing that he had become indebted to Miles Sherbrook of the city and Province of New York, and James Perry and Thomas Hayes both of the city of Bristol in the Kingdom of Great Britain, merchants in company, otherwise called Perry, Hays and Sherbrook, merchants in company, in and by one note bearing date the 28th day of December, 1761, for the sum of £738 18 2, York money, and also by book afterwards in the sum of £524 0*s.* 0*d.*, like money, and also that said company afterwards, to wit on the 14th day of November, 1767, procured from the petitioner a deed of conveyance to them of a certain parcel of land situate in said New Haven, with the buildings thereon, bounded north by the highway, east on the heirs of Samuel Mix deceased, south on land lately belonging to William Chaterton, and west on land belonging to the heirs of William Scott deceas'd, which conveyance was in nature of a mortgage, and that afterwards about the beginning of January, 1768, the petitioner by the sale of the one half of the brigantine Charlotte and cargo made a payment to said company of £845 3 9, like money, which overballanced said company's demands; praying a just and equitable balance and settlement of said demands and a reconveyance of the mortgaged premises &c., by petition on file, dated the 30th day of April, 1770; whereupon a committee was appointed, who having fixed time and place did fully hear the parties with

their exhibits touching the matters in said petition alledged, and found that the whole of said company's demands against said Hotchkiss, with interest at 7 *per cent.* added up to the 20th of May instant, amount to £2050 0 0, New York money, on which the said committee found said Hotchkiss had paid, interest being added as aforesaid, to said 20th of May, £1168 12 0, like money, and also that said company did receive of the avails of the said one half of the brig Charlotte and cargo in the West Indies, with interest added to said 20th day at the rate aforesaid, the sum of £1091 12 4, like money, which leaves a balance in the petitioner's favor of £210 4 4, New York money, due from said company, which ought immediately to be paid to said Hotchkiss; and that said company make and execute a good and authentic deed of release or quit-claim of said land and house to said Hotchkiss, as by their report dated May 12th, 1772, appears, which is accepted &c.: It is thereupon resolved by this Assembly, that said Hotchkiss recover of said Perry, Hayes and Sherbrook the sum of £210 4 4, York money, with cost of prosecution, and that the Secretary shall issue execu-
[115] tion thereof accordingly; || and also that said Perry and Sherbrook execute and deliver to said Hotchkiss, within six months from the rising of this Assembly, a good and authentick deed of release of said mortgaged estate, on pain of forfeiting to said Hotchkiss the penal sum of two thousand pounds, lawful money, and under the penalty of two thousand pounds, and within the term of six months aforesaid, deliver up to said Hotchkiss said note together with their discharge in full from said book-accounts. *Cost allowed is* £21 3 10, *lawful money. Execution granted June 3d*, 1772. *Alias ex. granted Nov. 27th*, 1775.

Upon the petition of John Herpin of Milford, representing to this Assembly that having prosecuted business as a merchant and received considerable losses and disappointments in the year 1762 being apprehensive he should not be able to pay his creditors the full of their dues, and being disposed to do justice as far as he could, declared the situation of his affairs to his creditors offering to deliver up to them all his estate, provided they would discharge him from their debts, and his said creditors thereupon agreed to said proposal, and agreed that upon the petitioner's delivering up all his estate to his said creditors that they would accept of it and discharge him from all their demands, and that thereupon the said creditors received all his estate, and yet after that they most unjustly refused to discharge him; praying the said

creditors might be obliged to discharge him from said debts under some proper penalty. Messrs. Theophilus Nichols, Samuel Adams and Luke Babcock were appointed a committee on said petition, who have reported to this Assembly that they find the facts of said petition to be true, which said report is accepted by this Assembly: Whereupon it is resolved by this Assembly, that said agreement of the petitioner and his said creditors, the respondents, ought to be fully and specifically fulfilled and performed, and each of the said creditors ought to give a full discharge of all dues to each one owing and coming before the making of said agreement. And in order to inforce the specific performance of said agreement, it is decreed and ordered, that each of the said creditors named in said petition shall execute and deliver to the petitioner, or to his attorney for his use, a proper and full discharge of all dues and demands each of said creditors had against the petitioner antecedent to said agreement, within three months from the rising of this Assembly, under pain of forfeiting to the petitioner double the sums respectively due and owing to them or either of them who shall refuse or neglect to give such discharge. Provided nevertheless, that if any one of said creditors shall within said time be incapable by any legal disability to execute such discharge, that he shall have liberty to give such discharge within three months of his becoming legally capable thereof.

Upon the petition of Isaac Fellows of Woodstock, against Joseph Shaw of Pomfret and Mary his wife, preferred to this Assembly at their sessions in October last, therein representing that on the 25th of August, 1765, the petitioner purchased of the said Shaw and wife certain real and personal estate by deed from them, but before his said deed was recorded the petitionees sold and conveyed said estate by deed executed to Samuel Lyon of said Pomfret and caused said deed to said Lyon to be recorded, so as that said estate became vested in said Lyon; that certain controversies arose between the petitioner and petitionees which had been referred to arbitration and award made thereon, and the petitioner not abiding said award judgment hath been obtained against him on the bond given to abide said award for £1000 0*s*. 0*d*. and cost of suit &c.; praying for relief &c., as per petition on file &c.: Resolved by this Assembly, Jabez Hamlin, Erastus Wolcott and John Pitkin, Esq^rs, be and they are hereby appointed a committee to enquire into the matters alledged in said petition with all circumstances relative thereto with all matters in said submission and award rela

tive to fraud and every other matter, and also to take under their consideration said final judgment rendered in the superior court as mentioned in said petition and all subsequent proceeding thereon or under pretence thereof, and all and every execution that hath issued by the clerk of said superior court in favour of the petitionees against the petitioner, and all imprisonments had thereon whether by mistake, lawful or unlawful proceedings, and all damages thereby occasioned or sustained by either party, and all circumstances relative thereto between said parties, and all costs that have arisen or may arise in the premises, and upon the whole matter to make report of what they shall find with their opinion thereon of what they shall judge to be just and equitable between said parties upon the whole of said matters and transactions to the General Assembly as soon as may be at their sessions in October next, and that all further proceedings on said final judgment be stayed in the meantime.

Upon the petition of John Clark, of Colchester in the county of Hartford, preferred to this Assembly, shewing that by reason of losses and misfortunes suffered in the course of his trade and business he is reduced to poverty and is unable to discharge his just debts &c.; praying to be discharged &c., as per petition on file; and Messrs. Daniel Brainerd, Thomas Mosely and Jabez Chapman jun^{r}, being a committee appointed to hear and report &c., have reported that having duly notified all [116] the ‖ creditors of said Clark they had examined into the circumstances and affairs of said Clark agreeable to the directions of this Hon^{ble} Assembly, and find that eleven of said Clark's creditors, being much the greatest part of his creditors in number and value, signified to them in writing their willingness that the prayer of said Clark's petition should be granted; that Ebenezer Calef, Esq^{r}, and others joint creditors for £143 15*s*. 0*d*. made some objection thereto; that said Clark has one fifth part of 83 acres of land in said Colchester left him by his father and also one fifth part of 16 acres of wood land in said Colchester, both valued at about £140 0 0, and one Susquehannah right valued at £12 0 0; that he really hath sustained great losses in his trade and business &c.; upon the whole that they are of opinion that upon said Clark's delivering up his estate and effects on oath for the benefit of his creditors into the hands of trustees for that purpose duly appointed, that he be liberated from arrests and imprisonment for the future for and on account of any debts now due and owing from him; as per report on file, which

report being accepted: It is resolved and enacted by this Assembly, that Messrs. Joseph Isham jun^{r} and Elias Worthington, both of Colchester aforesaid, be and they are hereby appointed trustees, with full power and authority to receive from the said Clark a conveyance of all his estate and effects for the use and benefit of his creditors; and upon the said Clark's delivering up and conveying to them all his estate and effects for the aforesaid use, they are hereby impowered to proceed with and dispose of said estate and effects in the same manner as trustees appointed by force of a late law of this Colony passed in May, 1765, intituled An act for preventing fraud in debtors and for securing the effects of insolvent debtors for the use of their creditors and for the equitable division of the estates and effects of such debtors to and among their creditors, were enabled and directed to proceed with and dispose of the estates and effects of insolvent debtors; and that the petitioner be and he is hereby intituled to all the benefits, privileges and freedom from arrests which insolvent debtors conforming to said act were intituled to, and that he be discharged and he is hereby declared not to be liable to any arrest for debt by him owing to any of the petitionees at the date of said petition; and that this resolve and act shall be a sufficient warrant to any officer to discharge him from any arrest on account of any debt by him owing to any of the petitionees at the date of the petition as aforesaid.

Upon the citation of John Lawrence, Esq^{r}, Treasurer of this Colony, (pursuant to an act of the General Assembly made and past in May last,) shewing to this Assembly that there is a balance of four hundred and fourteen pounds nineteen shillings and two pence-half-penny, lawful money, principal, and the interest thereof from the first day of September, 1767, due to the Colony Treasurer of the Colony tax laid upon the polls and rateable estate of the inhabitants of the town of Colchester in the county of Hartford in 1761, whereof John Hopson was collector; that said Hopson has proved insolvent and that execution has been granted by said Treasurer in legal form against the selectmen of said Colchester for said balance and interest, and the same been duly returned *non est inventus*, and citing John Watrous, Esq^{r}, and the rest of the inhabitants of said Colchester to appear before the General Assembly to shew reasons why the Treasurer of the Colony should not grant execution against the inhabitants of said town of Colchester for the aforesaid balance and interest; and said town having been heard thereon and the reasons offered against granting said execution

judged insufficient: It is resolved and ordered by this Assembly, that the Treasurer of this Colony grant and issue execution in due form of law against the said Watrous and the rest of the inhabitants of said town of Colchester, to levy of their estates the aforesaid balance and interest thereof from said first day of September, A.D. 1767, and cost: but that said execution be stayed until the first day of November next.

Upon the petition of William Jepson against Silvester Gardiner &c., praying for an act of insolvency: Resolved by this Assembly, that Oliver Wolcott, Thomas Darling, Esq[rs], and Capt. Joseph Trumbull be and they are hereby reappointed a committee on said petition, to hear the parties on the matters therein and report make according to law to the next General Assembly; and said Jepson and his estate is hereby protected from any and all suits, arrests, executions and imprisonment by his creditors in the mean time.

Upon the petition of Hezekiah Belden, of Norwalk in the county of Fairfield, against Messrs. William Bayard and company, Charles McEvers, Samuel Bayard jun[r], Perry, Hayes and Sherbrook, all of New York, merchants, representing certain large payments were by said Hezekiah heretofore made and hitherto unapplied; praying a particular application thereof and also a discharge from their demands against [117] him, per petition on file, ‖ dated September 28th, 1770, whereupon Messrs. Richard Alsop, David Baldwin and Jonathan Sturgis were appointed a committee to hear and report according to law, who having appointed time and place &c. met the said Belden for himself in person, said petitionees by Benjamin Douglas their attorney, who declared that he was altogether unfurnished with the proofs of said petitionees' demands against said Belden and moved for further time &c., and it being agreed between the petitioner and said attorney that said petition shall be continued to the sessions of this Assembly in October next, and said committee reappointed, and that the petitionees shall at their proper trouble and expence call together said committee and give the petitioner due notice thereof by the first of September next, on pain of suffering a decree of this Assembly in favour of the petitioner for a full discharge from their demands, a copy hereof being left with either of said petitionees by the last of June next: Whereupon it is resolved by this Assembly, that said petition be continued to October next, and said committee is hereby reappointed to hear the parties, report what they find and their opinion; and the said petitionees shall at their proper trouble and expence call together said committee

and give the petitioner due notice thereof by the first of September next, on pain of suffering a decree of this Assembly in favour of the petitioner for a full discharge from their demands: a copy of this resolve being left with either of the petitionees by the last day of June next.

Upon the petition of Ezekiel Peirce against Samuel Steward &c.: Resolved by this Assembly, that Colo. Jabez Fitch, Colo. William Williams and Elisha Payne, Esq^{rs}, be and they are hereby appointed a committee to enquire about the receipt of twenty-nine pounds one shilling taken for money paid by the petitioner to William Robertson on said execution in said petition mentioned, and about said receipt being lost, and any mistake in not allowing the same made by said arbitrators in said petition mentioned, and every thing and matter relative thereto, in order that justice may be done, and report thereof make according to law with their opinion thereon.

Upon the petition of James Thomson, of Hartford in the county of Hartford, against Daniel Payne &c., John Pitkin, Esq^{r}, of Hartford, Mr. John Chester of Weathersfield, and Josiah Bissell, Esq^{r}, of Windsor, are appointed a committee to hear the matters contained in said petition and relative thereto, and to make report of what they find with their opinion thereon to this or to the next Assembly, and that in the mean time the said Thomson be released and protected from all arrests or imprisonment at the suit of any or either of his creditors for debt, who are named in this his petition.

Resolved, That the further consideration of the petition of Silas Dean, preferred to the General Assembly in October, 1766, against Joseph Forbs and Sarah Forbs, two minor children of Joseph Forbs of Weathersfield, be further continued to the session of this Assembly in October next, and that the committee appointed thereon in October last are hereby reappointed and to make their report on the matters alledged and set forth in said petition to said Assembly in October next.

Upon the petition of Jonas Wilds, of Colchester in the county of Hartford, preferred to this Assembly, shewing that by reason of losses and misfortunes suffered in the course of his trade and business he is reduced to poverty and is unable to discharge his just debts &c.; praying to be discharged &c., as per petition on file; and Henry Champion, Esq^{r}, and Messrs. Joseph Isham jun^{r} and Charles Foot being appointed to hear and report &c. have reported that having duly notified all the creditors of said Wilds they had examined into the

circumstances and affairs of said Wilds agreeable to the directions of this Hon^ble Assembly, and find that seven of said Wilds' creditors, whose debts amount to £164 0*s*. 0*d*., have signified to them their willingness that the prayer of said petition should be granted, nine other creditors to the sum of £800 0 0 were notified but did not appear, four other creditors whose debts amount to £61 0*s*. 0*d*. did not appear to have been notified and that they are principally in Nova Scotia; that said Wilds is indebted about £1036 0 0, and that he has in possession notes and books £400 0 0, mostly bad and dubious, with a small matter of household goods to the value of about £20 0*s*. 0*d*., and about twelve sheep, and that the inability of said Wilds to pay his debts has arisen from losses in his trade and business especially in his subtiling business in the late war &c.; upon the whole that they are of opinion that upon said Wilds delivering up his estate and effects on oath for the benefit of his creditors into the hands of trustees for that purpose duly appointed, that he be liberated from arrests and imprisonment for the future for or on account of any debts now due and owing from him; as per report on file, which report being accepted: It is resolved and enacted by this Assembly, that Messrs. Joseph Isham jun^r and Charles Foot, both of Colchester aforesaid, be and they [118] are hereby appointed || trustees, with full power and authority to receive from said Wilds a conveyance of all his estate and effects for the use and benefit of his creditors; and upon the said Wilds delivering up and conveying to them all his estate and effects for the aforesaid use, they are hereby impowered to proceed with and dispose of said estate and effects in the same manner as trustees appointed by force of a late law of this Colony passed in May, 1765, entituled An act for preventing fraud in debtors and for securing the effects of insolvent debtors for the use of their creditors and for the equitable division of the estates and effects of such debtors to and among their creditors, were enabled and directed to proceed with and dispose of the estate and effects of insolvent debtors; and that the petitioner be and he is hereby intituled to all the benefits, privileges and freedom from arrests which insolvent debtors conforming to said act were entituled to, and that he be discharged and he is hereby discharged not to be liable to any arrest for debt by him owing to any of the petitionees at the date of said petition; and that this resolve and act shall be a sufficient warrant to any officer to discharge him from any arrest on account of any debt by him owing to any of the petitionees at the date of said petition, as aforesaid.

Whereas Benjamin Horton of Colebrook hath preferred his petition to this Assembly against William Underwood of Sandisfield, complaining of great fraud and injustice in the sale of his farm at Springfield and of an arbitrament respecting the same, on account of which arbitration an action is now depending against him before the county court at Litchfield, and there being no opportunity for the hearing of said cause at this time &c.: Resolved by this Assembly, that the action now depending as aforesaid at Litchfield be suspended and all proceedings thereon until the General Assembly to be holden at New Haven in October next.

Upon the petition of Elisha Royce, of Wallingford in the county of New Haven, against Adam Babcock, of New Haven in said county &c., shewing to this Assembly that he now stands indebted to divers persons in sundry sums of money, which he is now unable to pay; praying for relief in the premises: Whereupon Messrs. Daniel Lyman, Thomas Howell and David Austin are hereby appointed a committee to look into, hear all the matters mentioned and referred to in said petition, and their report of what they find in the premises to make to this Assembly at their sessions in October next; and that the body of the said Royce be freed from his present imprisonment as also from any arrest or imprisonment either on mesne process or execution for any debt now due and owing from him, the said Elisha, to any creditor or creditors parties to this petition, until the rising of this Assembly in October next.

Upon the petition of Jonathan Barker, of Branford in said Colony, representing that the petitioner being owner of one sixteenth of the sloop Sea Flower did fit out and load said part for Carolina, of which sloop Abel Frisbee was master and John Price was mate, and that afterwards said Frisbee did deliver over to said Price said part, which said Price did refuse to account for with the petitionee and thereupon the same was submitted to arbitrament, and said Frisbee being absent and said Price denying his receiving the same the arbitrators in the case did award by note executed and delivered to enforce the same for the petitioner to pay said Price the sum of £15 9 9, lawful money, and which note said Price hath prosecuted to final judgment with cost, and that by said Frisbee the petitioner was now able to prove the said Price did receive said sixteenth part to account as aforesaid; praying relief &c., per petition on file, dated July 13th, 1770; whereupon Messrs. John Whiting, Samuel Bishop and Stephen Ball were appointed a committee to hear and report

according to law; who by their report, dated 31st October, 1771, find that the said Frisbee did account with and deliver over to said Price said part of the cargo aforesaid to the amount of about £18 0 0, lawful money, and the petitionee hath paid the petitioner no part thereof: It is thereupon resolved, that said arbitration note and the judgment consequent thereupon be and the same are hereby declared null and void, and no further proceedings shall be had against the petitioner on said judgment.

Upon the petition of Sylvanus Bishop, praying for an act of insolvency &c., Messrs. Samuel Bishop jun^{r}, Esq^{r}, Nathan Beers and Stephen Mansfield are appointed a committee to hear and report according to law to this Assembly in October next; and the said Bishop is liberated from his imprisonment and all arrests in the mean time.

[119] Upon the petition of Abijah Beach, of Stratford in the county of Fairfield, against Thomas Pearsall &c., Messrs. Theophilus Nichols, John Brooks, Esq^{rs}, and Mr. Joseph Clark are appointed a committee to hear the matters contained in said petition and relative thereto, and to make report of what they find with their opinion thereon to the Assembly in October next, and that in the mean time the said Beach be and he is hereby protected from any and all arrests or imprisonment at the suit of his creditor or creditors.

Upon the petition of Gurdon Saltonstall, Esq^{r}, of New London in said Colony, representing that through losses and misfortunes he is unable to pay his just debts, and praying that upon his surrendering all his estate to trustees for the use of his creditors, he may be secured and protected from arrests and imprisonment on account of any debt heretofore contracted &c., as per petition on file: Resolved by this Assembly, that Colo. Ebenezer Williams, Esq^{r}, of Pomfrett, David Burr, Esq^{r}, of Fairfield, and John Brooks, Esq^{r}, of Stratford, be and they are hereby appointed a committee with full power to call the said Gurdon Saltonstall and all his creditors before them and to examine into the matters in said petition alledged, and every matter and thing thereto having relation, and to make report of the facts they shall find according to law to this or the next Assembly to be holden at New Haven in October next; and that in the mean time the person and estate of said Gurdon shall be secured and protected, and is hereby secured and protected, from any future arrest, imprisonment, attachment or seizure for or on account of any debt or duty heretofore contracted and

arisen until the rising of the General Assembly in October next; and that all suits and actions at law on such debts already commenced and that hereafter shall be commenced in the mean time be stayed.

Upon the petition of Eve Provost of the city and Province of New York, administratrix of the goods and estate of John Provost late of said city, deceased, representing that she preferred her petition to the Assembly setting forth that a bond against Isaac Lewiss and Isaiah Moss in favour of one Jonathan Brown was for a just debt assigned to said Provost, of which the respondents had notice, who yet had received a discharge from said Brown, and a committee being appointed heard the matters and made a schedule of facts as by them found and no report in form was made; whereupon another committee was appointed in October last, who have made a report of what said committee found, and also that said Lewiss, one of the respondents, had falsely and by wicked methods gotten into his hands the original bond and other papers, and refuses to deliver up the same; praying that said Lewiss and Moss may be compelled to pay the sum found due on said bond in October, 1771, being £94 0*s.* 0*d.*, lawful money, and its interest &c.: Resolved by this Assembly, that the said Isaac Lewiss and Isaiah Moss pay unto the petitioner the sum of £94 0 0, lawful money, and the interest thereof from the 29th day of October, A. D. 1771, until this time, being £3 5 8, lawful money, and the costs of this petition, and that the Secretary shall issue execution therefor accordingly. *Cost allowed is* £13 12*s.* 6*d.* *Ex. granted October 30th*, 1772.

Upon the petition of Mary Bellamy, of New Haven in the county of New Haven, representing that she is indebted to Joshua Chandler, Esq^{r}, and Jacob Pinto, both of New Haven in said county, and to Robert Ray, James Jauncey, Esq^{r}, John Ray, Henry Franklin and Benjamin Underhill, all of the city and Province of New York, and that she is unable to pay them in full and is ready to deliver up all her estate for the benefit of her creditors, and that she hath offered the same and she hath suffered a long imprisonment and is again attached, a committee were appointed by the General Assembly, who have made report that the memorialist is unable to pay her debts, and that her disability arises from losses in bad debts &c., which report is accepted by this Assembly: Whereupon it is resolved by this Assembly, that upon the petitioner's executing conveyances of and delivering up into the hands of Theophilus Goodyear and Samuel

Atwater, both of New Haven, all her estate except the necessaries for upholding life, for the use and benefit of her said creditors in proportion to their debts, she the petitioner shall be released and discharged from all the debts of her said creditors which were due antecedent to the date of her petition, so far as that her body shall never hereafter be liable to imprisonment on account of said antecedent debts; and in case the petitioner should again be married, her husband shall not be liable to any of said creditors for said debts out of his estate.

Upon the petition of John Hills, of East Windsor in the county of Hartford, against Richard Alsop &c., Benjamin Payne, Roger Newberry, Esq^{rs}, and Capt. Hugh Ledlie are appointed a committee to hear the matters contained in said petition and relative thereto and report make according to law to this or the General Assembly to be held in October next; and said Hills is hereby protected from any and all arrests and imprisonment by his creditor or creditors mentioned in said petition in the mean time.

[120] Upon the petition of William Brewster against Joshua Elderkin, preferred to the General Assembly, shewing that he had been much wronged and hurt in an arbitrament concerning a certain note of one hundred and forty-nine pounds eighteen shillings and nine pence against said Elderkin, by a mistake in adjusting and allowing the receipts and payments thereon, and that said Elderkin had a judgment and execution in consequence of said arbitrament and award for the sum of thirty-nine pounds and nine pence damages and £3 6 4 for cost; complaining that said judgment was too much &c., as per petition, on which Colo. Jabez Fitch, Colo. Ebenezer Williams and Doct. Daniel Lathrop were appointed a committee to hear and report, which committee report that they having heard and adjusted the matters complained of in said petition find that there is justly due on said judgment and execution the sum of £6 13 5, money, and no more &c., as per report on file, which report is accepted: And thereupon it is resolved and ordered by this Assembly, that said Brewster be and he is hereby discharged and released from said judgment and execution upon paying to said Elderkin the sum of £6 13 5, money. *Cost allowed petitioner is* £6 9 8. *Ex. granted September* 14*th*, 1772.

Petition, Jonathan Metcalf &c. *vs.* Zebulon Badcock. The consideration of this petition is referred to the General Assembly to be held at New Haven in October next, and all further proceedings on said judgments therein mentioned or

relative thereto or consequent thereon to be stayed in the mean time, provided the petitioner give bond with sufficient security to pay and satisfy the lawful interest of the sums of said judgment and execution in favour of said Geer from the time of rendering the same in case they do not succeed in this petition, and that said bond be given to the said Geer, and within three months from the rising of this Assembly.

Upon the memorial of Abel Merrell and others, shewing that the bridge across the river at the place called Suffrage in the town of Symsbury was in the winter past carried away by the ice and waters, that the town of Symsbury have neglected their duty and decline to build the same as they ought to do; praying for relief &c.: Resolved by this Assembly, that Messrs. Abel Merrell, Ezekiel Humphry, Ezra Wilcox and Joseph Cowles and Samuel Lawrence be and they are hereby appointed and fully impowered a committee to build and erect a good and sufficient bridge for teams and travellers across said river in the most convenient place at or near the place where the old bridge stood, at the cost and charge of said town of Symsbury, unless the said town shall within two months set about the building and in a reasonable time do and perform the same; and the account and expence of the building the same being adjusted by the county court of said county of Hartford, and the monies that may be laid out therein being demanded of the selectmen of said town of Symsbury, and upon their refusal to pay and discharge the same to them, the county court for Hartford county shall grant execution against them therefor in favour of said committee, and said selectmen shall in such case have full power and authority to make a rate or tax and levy the same of the inhabitants of said town, to reimburse themselves for said expence.

Upon the petition of Reynold Marvin, of Litchfield in Litchfield county, Esq^{r}, against Isaac Baldwin of said Litchfield, Esq^{r}, &c., shewing to this Assembly that he is indebted to divers persons in considerable sums of money which he is at present unable fully to pay; praying for relief in the premises; Oliver Wolcott, Increase Mosely and Daniel Sherman, Esq^{rs}, are hereby appointed a committee to look into and hear all the matters mentioned and referred to in said petition, and their report of what they find in the premises to make to this Assembly at their sessions in October next; and the body and estate of the said Marvin is hereby protected and freed from any arrest or imprisonment either on mean process or execution for any debt now

due and owing from him the said Marvin to any creditor or creditors parties to this petition until the rising of this Assembly in October next.

Upon the petition of Joseph Church &c. against Rachell Dowe &c.: Resolved by this Assembly, that Jabez Hamlin, Erastus Wolcott, Esq^{rs}, and Mr. Ebenezer Plummer be and they are hereby appointed a committee on said petition, to hear the same and make report according to law; and said execution against said Church &c., mentioned and complained of in said petition, is hereby suspended until the rising of this Assembly in October next.

[121] Whereas this Assembly in October last appointed Erastus Wolcott and Roger Newberry, Esq^{rs}, and Capt. Jonathan Welles a committee to hear, examine and report upon the petition of Samuel Talcott, Esq^{r}, and others against James Nichols, and said committee not having finished the business of their appointment &c.: Resolved by this Assembly, that the same gentlemen be and they are hereby appointed a committee to hear, examine and report make according to law on the matters complained of, to the General Assembly in October next; and said petition is continued to the session of this Assembly in October next.

Upon the petition of Jonathan Ashley *vs.* William Hooker: Resolved, that John Pitkin, Thomas Hosmer and Elisha Williams, Esq^{rs}, are reappointed a committee to hear said petition and report to the General Assembly in October next.

Upon the petition of Isaac Bidwell against William Pitkin, Esq^{r}, and Joshua Chandler, Esq^{r}, alledging that said Chandler recovered judgment by default in the name of James Jauncy against said William Pitkin at the county court held at Hartford on the second Tuesday of April, 1768, for about four hundred and fifty pounds, York money, for and on account of said Bidwell's misfeasance as deputy sheriff on a certain execution against John Patterson and Samuel Coles, and that said William Pitkin hath brought his action against said Bidwell on the same account, which action is now depending in the superior court; further alledging, that said Cole and Patterson's execution upon a just settlement between him and said Chandler is all paid by said Bidwell, and prays for a committee, which petition cannot now be heard: Whereupon it is resolved, that said execution obtained by said Chandler in the name of said Jauncey as aforesaid against said Pitkin be and the same is hereby ordered to be stayed and suspended until the rising of the General Assembly to be held at New Haven in October next;

and the further consideration of said petition is continued to the next General Assembly as aforesaid.

Whereas Solomon Clark of Windsor hath preferred his petition against William Hall of Hartford, praying for relief on an execution the said Hall recovered against him at Hartford county court in April last, and also a certain note now in suit, as per petition &c., and the said Hall being insolvent &c., and there being no opportunity to hear said petition &c.: Resolved by this Assembly, that said petition be continued to the session of this Assembly in October next, and that all proceeedings on said execution and note be in the mean time suspended and stayed.

Upon the petition of Hezekiah May, Ezekiel Porter and others, inhabitants of the first society in Weathersfield, against said society, preferred to this Assembly: Resolved by this Assembly, that Oliver Wolcott, Elihu Chauncey, Esq[rs], and Capt. Dyer Throop be a committee to repair to said Weathersfield and to examine into the facts in said petition alledged and the state and circumstances of said society relating to schools and schooling, and all transactions thereto relating, and report to make of what they shall find in the premises with their opinion thereon to this or the next General Assembly to be holden at New Haven in October next.

Upon the petition of Hezekiah May, Ezekiel Porter and others, inhabitants of the first society in Weathersfield, preferred to this Assembly at their present sessions: Resolved by this Assembly, that the inhabitants of said first society be divided into three distinct school districts in the manner following, *viz*: All the inhabitants living within the limits of the first military company or trainband and also Nathaniel and Peter Burnham, Samuel Rose and Simon Willard be one entire school district, excepting Gershom Nott, Ezekiel Fosdick, Silas Dean, Edmund Dorr, Justus Riley, Joseph Farnsworth, John Wright and Joseph Marvin's now dwelling-houses, called and distinguished by the name of the First District in said society. And all the inhabitants living westward of the street leading from the Cove to the house of Edmund Dorr and Justus Riley in the limits of the second military company or trainband be one entire school district called and distinguished by the name of the Second School District in said society. And all the inhabitants from the Cove in the street called High Street and southward as far as the dwelling-houses of Edmund Dorr and Justus Riley inclusive and of Capt. Gershom Nott eastward, shall be one entire

school district called and known by the name of the Third School District in said society; which said districts are hereby each of them incorporated as such, and shall have all powers, privileges and immunities for all the purposes of supporting, maintaining and well ordering and regulating schools within every of the said districts which any other society or school district by law established within this Colony have for [122] the purpose aforesaid. Further, it is ‖ resolved, that all publick monies, so called, be and they are hereby ordered and directed to be equally divided between said two parts of said society, *viz:* said two north and south parts, and that the south district do and they are hereby directed and enjoyned to pay whatever sum or sums of money are due from said society to Charles Bulkley or others for the erecting and compleating the brick school-house in said south district.

Upon the petition of Thomas Barbur 3d &c., against Rachel Dowe &c.: Resolved, that the further consideration of said petition is continued to the General Assembly to be held at New Haven in October next; and the execution against the petitioners mentioned in said petition is hereby suspended and all proceedings thereon until the rising of the General Assembly in October next.

On the memorial of John Stratton and Mindwell Osbone of Fairfield, administrators on the estate of David Osbone late of said Fairfield, deceas'd, shewing the debts and charges due from the estate of the deceas'd surmount the moveable estate of the deceas'd the sum of £81 3 2½, lawful money; praying for liberty and authority to sell so much of the real estate of the deceas'd as shall be sufficient to pay the sum aforesaid, as per memorial on file: Resolved by this Assembly, that the memorialists have liberty, and liberty, power and authority is hereby granted them, to sell so much of the lands or real estate of the said deceas'd David Osbone as shall be sufficient to raise said sum of £81 3 2½, lawful money, together with the incident charges arising on such sale; taking the direction of the court of probate in the district of Fairfield therein.

Upon the memorial of Asahel Edwards and Margaret Edwards, executors of the last will of Nathaniel Edwards late of Waterbury, deceas'd, shewing to this Assembly that the said Nathaniel made no provision in his will to sell real estate to pay legacies &c., and that the legacies and debts &c. due from said estate surmount the moveable part of said estate the sum of £40 14 0, lawful money, and praying for liberty to sell

so much of said real estate as to pay said sum with the incident charges &c., as per memorial on file: Resolved by this Assembly, that the said Asahel Edwards have liberty, and liberty and power is hereby given him, to sell so much of the real estate of the said deceas'd Nathaniel, exclusive of the lands specifically devised in said will, as to pay said sum of £40 14 0, lawful money, with the incident charges arising on said sale; taking the direction of the court of probate for the district of Woodbury therein.

Upon the memorial of Nathaniel Edwards, administrator on the estate of John Edwards late of Waterbury, deceas'd, shewing to this Assembly that the debts and charges arising on the estate of said John, deceas'd, surmount the moveable part of said estate the sum of £24 12 3, lawful money, and praying for liberty to sell so much of the real estate of the said deceas'd as to pay said sums with incident charges &c., as per memorial on file: Resolved by this Assembly, that the said Nathaniel Edwards have liberty, and liberty and power is hereby given him, to sell so much of the real estate of the said deceas'd John Edwards as to pay said sum of £24 12 3, lawful money, with the incident charges arising on said sale; taking directions of the court of probate for the district of Woodbury therein.

Upon the memorial of John and Agness Webster, administrators on the estate of Jonathan Webster jun^{r} late of Hartford, deceas'd, shewing to this Assembly that the debts and charges with necessary moveables set to the widow of the deceas'd surmount the moveable estate of the said deceas'd the sum of £35 16 8, lawful money, for the payment of which sum no moveables remaining for the same; praying for liberty and authority to sell so much of the real estate of the said deceas'd as will procure the sum of £35 16 8, lawful money, for the payment of said debts and charges of said deceas'd: Resolved by this Assembly, that liberty be granted, and liberty and authority is hereby granted to the said John and Agness, to make sale of so much of the real estate as to raise said sum of £35 16 8, lawful money, together with the incident charges arising on said sale; taking the direction of the court of probates for the district of Hartford therein.

Upon the memorial of Joseph Dorman of New Haven, administrator upon the estate of Sarah Dorman late of New Haven, deceas'd, representing to this Assembly that the debts and charges due from the estate of said deceas'd surmount the moveable part of said estate the sum of £33 15 8, [123] lawful money; praying for liberty to sell so much ‖ of

the real estate of said deceas'd as shall be sufficient to pay said sum together with the incident charges of such sale, as per memorial on file appears: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted unto him, to sell so much of the real estate of said deceas'd as shall be sufficient to pay said sum together with the incident charges of such sale; taking the direction of the court of probate for the district of New Haven therein.

Upon the memorial of Eleazer Waterman, Gershom Breed and Jonathan Lister, all of Norwich in the county of New London, and Samuel and Benjamin Huntington, Esq^{rs}, committee of said town of Norwich appointed to join with said Waterman, Breed and Lister in said memorial, shewing to this Assembly that said Waterman, Breed and Lister in February, 1766, undertook as a committee to build a bridge across the cove at the society of Chelsea in Norwich upon credit of sundry subscriptions to the amount of about four hundred pounds, raised to defray the expence thereof; that they went on to build said bridge and compleated the same in the year 1767; that the sum total of the expence of said bridge was then by experience found to be £529 13 10, lawful money, besides all the time and trouble of said committee in building the same, which they estimate at £50 0*s.* 0*d.* lawful money; that before said subscriptions could be collected many of subscribers absconded and others proved insolvent, whereby a loss ensued on said subscriptions to the amount of £65 0*s.* 0*d.* lawful money, so that said committee have sustained a considerable loss in said work; that said bridge is now unfit for use by means of damage done by ice &c.; praying for liberty for said town of Norwich, under proper regulations and at the risque of said town, to set up a lottery to raise money to repair and widen said bridge and the road leading to the same on the easterly side of said cove, and also to refund to said committee their said cost of building said bridge over and above the amount of the collections on said subscriptions and the interest thereof &c.: Resolved by this Assembly, that said town of Norwich have liberty, and liberty and authority is hereby granted to them, to set up and cause to be drawn a lottery at the proper risque of said town, so as to raise a sum not exceeding six hundred pounds, lawful money, to be improved for the purposes in said memorial mentioned: the said town to appoint managers or directors of said lottery to manage the same to the acceptance of said town: said managers to be sworn to a faithful discharge of said trust, till finally drawn

and compleated; and the monies thereby raised to be by order of said town all justly applied and expended in defraying the cost and expence already risen in building said bridge that cannot be otherwise paid or recovered, and in repairing and adding to said bridge in such form and manner as said town shall order and direct for the publick benefit. And the said town of Norwich to render an account of their doings in the premises to this Assembly when thereto required. And said town of Norwich are hereby enabled and impowered to take sufficient bond of said managers or any other persons, conditioned that said managers shall faithfully execute said trust, so that said town may be indemnified and saved harmless, and that no injustice be done in the premises. Provided also and it is further resolved, that said lottery shall be drawn and compleated as soon as may be and within the term of twelve months from the rising of this Assembly, on penalty that this grant and liberty and every clause thereof shall be null and void.

Upon the memorial of Mary Roberts, James Roberts and Paul Roberts, of Windsor, executors of the last will and testament of John Roberts late of said Windsor, deceas'd, shewing that the debts and charges due from the estate of said deceas'd with a legacy given by said deceas'd in his said will to his widow in moveable estate surmount the moveable part of said deceas'd the sum of sixty-seven pounds and eight pence, lawful money; praying for liberty to make sale of so much of the real estate of said deceas'd as to raise said sum of £67 0 8, lawful money, as per memorial &c.: Resolved by this Assembly, that the said executors have liberty, and liberty and authority is hereby granted to said executors to make sale of so much of the real estate of said deceas'd as to raise said sum of £67 0 8 L. money, with incident charges of sale; taking the direction of the court of probate for the district of Hartford therein.

Upon the memorial of John Cole and others, inhabitants of the town of Voluntown, shewing to this Assembly that they are situate at a great distance from the place of publick worship in said town, and are much incommoded thereby; praying to be made a distinct ecclesiastical society &c., as per memorial on file: Resolved by this Assembly, that the inhabitants of said town of Voluntown living north of Moosups River, their families and estates, and the lands within said town north of said river and bounded south on Moosups River as the same runs through said town, be and they are hereby made and constituted a distinct ecclesiastical

society by the name of Bethesda; and they are hereby invested with all the powers, privileges and immunities which by law other ecclesiastical societies are invested with.

[124] Upon the memorial of Thaddeus Burr of Fairfield, sheriff of Fairfield county, shewing to this Assembly that he hath expended the sum of £9 1 11 upon one Richard Steel, confined in said county goal at the suit of the King and exercised with sickness; praying to be allowed the same, as per memorial on file: Resolved by this Assembly, that the memorialist be and he is hereby allowed said sum of £9 1 11, and the Treasurer of this Colony is hereby directed to pay the same accordingly.

Upon the memorial of Gideon Mills of Symsbury, shewing to this Assembly that he for some time past has laboured under a most distressing and incurable cancer, and has not been able for more than a year past to attend on his publick ministerial labour in the parish wherein he has long been a settled minister, and that notwithstanding the kindness of his parish and charity of his friends he is reduced so low in his circumstances that he is unable to support himself and family; and though his bodily distress is so great that he has no expectation of long surviving, yet his concern for his family cannot but affect him in a very sensible manner; praying for relief, as per memorial on file: Resolved by this Assembly, that for the present and immediate relief of the memorialist the Treasurer of this Colony be and he is hereby ordered and directed to deliver out of the Colony treasury the sum of twelve pounds, lawful money, into the hands of Capt. Ezekiel Humphry of Symsbury, to be improved for the purpose abovementioned; and also liberty is hereby granted to the memorialist, liberty of a brief to ask the charitable contributions of the several societies in the towns of Symsbury, Farmington, Suffield, Windsor, East Windsor, Hartford and New Hartford, and that whatever sums may be thereby collected to be delivered into the hands of the said Ezekiel Humphrys in trust with the sum granted out of the publick treasury as abovesaid, to be by him improved for the comfortable providing for and support of the memorialist and family, and whatever thereof shall remain not expended as abovesaid on the death of the memorialist to be by said Humphrys delivered to his widow for the further support of her and family.

Upon the memorial of Elijah Williams, administrator on the estate of Zechariah Williams late of East Hadam, deceased, shewing to this Assembly that the debts, charges

and allowances against said estate surmount the moveable part of said estate the sum of £126 18 2½, lawful money, and praying for liberty to sell land, as per memorial on file: Resolved by this Assembly, that the memorialist have liberty and he is hereby impowered, to make sale of so much of the real estate of the said deceas'd as to make the sum of £126 18 2½, lawful money, with the incident charges arising thereon; taking the direction of the court of probates in the district of East Hadam therein.

Upon the memorial of Samuel Talcott, Esq^r^, of Hartford, shewing that in October, 1749, he borrowed of this Colony £400 0 0, sterling money, in England due to the Colony on account of the Canada Expedition; that he gave his bond for the same on interest and took a bill for the money upon London, which was not paid as the memorialist expected, but some delay was suffered therein to the loss of the memorialist; praying for a committee to examine &c., as per memorial on file, dated May, 1772: Resolved by this Assembly, that Maj^r^ Erastus Wolcott and Capt. Jonathan Welles be and they are hereby appointed a committee to examine and enquire into the matters set forth in said memorial, and make report of what they find together with their opinion thereon to this or the next Assembly.

On the memorial of Winthrop Saltonstal, of New London in the county of New London, shewing to this Assembly that on the 23d of Nov^r^ last, in the night season, he had his shop in said New London broke open in a felonious manner and goods stolen therefrom to the value of £91 2 6, lawful money, by one Anthony Cambel, a notorious villain, whom the memorialist pursued, apprehended and delivered over to the King's attorney, and that said Anthony was convicted at the hon^ble^ superior court holden at Norwich 4th Tuesday of March last, received his punishment and now stands committed for the costs; and that in said pursuit your memorialist expended the sum of £8 7 11½, lawful money, more than allowed him by the hon^ble^ superior court; praying that he may be refunded said sum out of the Colony treasury, as per memorial on file &c.: Resolved by this Assembly, that the Treasurer of this Colony be and he is hereby ordered to pay the memorialist out of the treasury of the Colony the sum of £6 7 11½, lawful money, for his expences incurred by pursuing said Anthony Cambel, as set forth in said memorial.

[125] On the memorial of John Hemsted, of New London in the county of New London, collector for the Colony rate from the town of New London A.D. 1759, shewing to this

Assembly that notwithstanding his settling said rate with the late Treasurer Talcott and paying him in full, the Auditors have lately made a memorandum in said Treasurer's rate-book that he allowed said Hemsted more abatements than he should have done, to amount of £10 11 11½, which sum said Hemsted stands charged for in Treasurer Lawrence's book, as per memorial on file; praying that said Treasurer Lawrence may be ordered to discharge said Hemsted from said sum of £10 11 11½, charged as aforesaid: Resolved by this Assembly, that Treasurer Lawrence be and he is hereby ordered to discharge said John Hemsted the sum of £10 11 11½ charged against him.

On the memorial of Jerusha Johnson, of New London in the county of New London, administratrix on the estate of Samuel Johnson late of said New London, deceas'd, shewing to this Assembly that the debts due from said deceas'd and paid by the administratrix, mourning for the widow, her trouble in settling the estate, court fees &c., allowed by the court of probates, surmounts the moveable estate of said deceas'd the sum of £24 18 11; praying that she may have liberty to sell so much of the real estate of the said Samuel Johnson, deceased, as will reimburse her said sum of £24 18 11, and the incident charges arising on sale thereof: Resolved by this Assembly, that Jerusha Johnson, administratrix on the estate of Samuel Johnson deceas'd, have liberty, and liberty is hereby granted her, to sell so much of the real estate of said Samuel Johnson, deceas'd, as will reimburse her said sum of £24 18 11 and incident charges arising thereon; taking advice of the court of probate for the district of New London therein.

Upon the memorial of Oliver Hanchet, of Suffield in the county of Hartford, shewing to this Assembly that he has heretofore on motives of publick good set himself to discover and tender to justice the counterfeiters of coins and bills and those uttering the same &c., wherein he has informed against and tendered to justice the following persons, *viz:* one Lemuel Gusten, James Halladay, Phineas Granger, Edward Williams, and Jeremiah Phelps, some of whom were convicted and punished, some forfeited large bonds to the Colony's use &c.; praying for a premium or reward for said services, as per memorial on file: Resolved by this Assembly, that the said Oliver Hanchet, as a reward for his service in the premises, shall be paid out of the publick treasury of this Colony the following premiums, to wit: for informing against, apprehending and tendering to justice Lemuel Gusten the

sum of ten pounds, for informing against Jeremiah Phelps and tendering him &c. ten pounds, for informing against James Halladay ten pounds, five pounds for informing against Edward Williams, and seven pounds ten shillings for informing against Phineas Granger; and the Treasurer is hereby directed and ordered to pay the said several sums accordingly. Tis also resolved, that Silvanus Griswold of Suffield aforesaid, who as it appears to this Assembly did assist said Oliver Hanchet in apprehending said Williams and Granger, shall receive out of the treasury of this Colony the sum of seven pounds ten shillings as a reward for his said service; and the Treasurer is hereby directed to pay the same accordingly.

Upon the memorial of Samuel Wyllys, captain of, and the rest of the company constituting the Governor's Guard, representing to this Assembly that pursuant to the act of this Assembly in October last, they have been led to the choice of proper officers; that they have been at great cost, care and pains in procuring cloaths, drums, fifes and colours, and informing themselves in military exercises so as in the most decent and becoming manner to attend, wait on and guard his Hon^{r} the Governor and the General Assembly, according to the duty of their station and to the honor of government, and being still in want of arms and accoutrements, decent and necessary to be used on such occasions, which they cannot well obtain &c.; praying for assistance therein, as per memorial on file: This Assembly, having also observed and approving their conduct, and as an encouragement to their and the said company's further and continued exertion of themselves to do honour to their institution and to answer the just expectations of the General Assembly in their establishment, do grant and resolve, that the monies which the memorialists have expended and paid for their standard, drums and fifes, be refunded to them out of the Colony treasury, and that there be purchased at the expence of the Colony for the use of said company sixty-four plain, decent and sizable stands of arms to equip said company, at the discretion of the committee hereafter named: all to be and remain the property of this Colony and kept for the use aforesaid. And it is further resolved, that George Wyllys, Erastus Wolcott and Benjamin Payne, Esq^{rs}, be and they are hereby appointed a committee to receive and examine the accounts of the expences aforesaid and give order on the Treasurer for payment thereof. And said committee are directed to purchase, procure and receive the said arms and accoutrements directly

from Bristol, or such other place in Great Britain where they may be had on the best terms, and to procure only such as are decently plain and suitable and may be had at a moderate price. And they are hereby enabled and impowered to draw on the Treasurer of this Colony for such sums as they shall necessarily expend in the premises.

[126] Upon the memorial of Noah Scovill and Ozias Pratt, shewing to this Assembly that they have long improved a fishing in a cove in Saybrook above the Fisboroughs, so called, and that the fishery has been much obstructed and hindered by sundry persons below, whereby the publick is much injured &c., as per memorial on file: Resolved by this Assembly, that Aaron Eliott, Eleazer Mather, Esq^{rs}, and Capt. William Worthington be and they are hereby appointed a committee to view the circumstances of said fishery and all the places used for fishery in said cove and the channels leading thereunto, notify all persons owning the lands or claiming a right of fishery therein, and hear all parties and report to the next Assembly what they shall find with their opinion in what manner the fishery in said cove and the channels leading thereunto ought to be regulated, at the proper charge of the memorialists.

Upon the memorial of Ebenezer Martin, of Ashford in the county of Windham, clerk, representing to this Assembly that through losses and misfortunes he is unable to pay his just debts, and that he has not been able to cite in his creditors; praying to be exempted from all and every imprisonment until the rising of this Assembly in October next &c., as per memorial on file: Resolved by this Assembly, that the memorialist be exempted and he is hereby exempted in person and estate from all and every arrest, imprisonment and attachment for any debt or duty now due until the rising of this Assembly in October next, and that the memorialist in the mean time have liberty to notify his creditors, and upon his so citing in and notifying his creditors the memorialist be heard on the matters of said memorial, and that this petition be continued to the General Assembly to be holden at New Haven in October next.

Upon the memorial of Benjamin Sumner, Ezra Smith and Caleb Hendy, selectmen of Ashford, shewing to this Assembly that there is now living in said Ashford one Abijah Perry, who is incapable of taking care of and providing for himself, and hath no relations who by law are obliged to provide for him &c.; that said town have taken care of him for sundry years and expended therein £51 17*s.* 0*d.* of which they have

received no part, and that he hath about eighteen acres of land in said town which is all the estate said Abijah hath; praying for liberty to sell said land for the payment of said debt and the overplus, if any be, to be paid to the treasurer of said town for the use of said Abijah, as per memorial on file: Resolved by this Assembly, that the memorialists have liberty, and liberty and authority is hereby granted to them, to sell said land and to make and execute proper deed or deeds thereof, and of the avails thereof to pay said debt and incident charges arising thereon so far as the same will go, and if there be any overplus to pay the same to the treasurer of said town for the time being for use of said Abijah, taking said treasurer's receipt therefor and the same lodge with the town clerk of said town.

Upon the memorial of Aaron Eliott of Killingsworth, shewing to this Assembly that for a number of years he has carried on the business of making steel in this Colony, that he has generally been supplied with his stock of iron for that purpose from New York, which he has paid for in steel at a moderate price, and that the inhabitants of this Colony have been supplied with the same steel from New York at an advanced price of more than thirty *per cent.*, and that if he could be furnished with a sum of money to enable him to purchase his stock of iron in this Colony he could supply the inhabitants with steel at the same price that he sells it to the merchants in New York, which would be a great advantage to the Colony; praying that he may receive five hundred pounds, money, out of the treasury of this Colony on loan for three years without interest for said purpose &c.: Resolved by this Assembly, that the Treasurer of this Colony deliver to the memorialist the sum of five hundred pounds in bills of publick credit of this Colony of the last emission out of the [Colony treasury,] on his giving bond with sufficient surety to the Governor and Company of this Colony for said sum payable in lawful money by the first day of June, 1775, without interest, to be improved in carrying on said business of making steel in this Colony.

Upon the memorial of the inhabitants of the town of Ashford, by Benjamin Sumner, Esq^{r}, and Capt. Ichabod Ward, agents for the town of Ashford, shewing to this Assembly that the collectors of the Colony tax in said town for the years 1761, 1762, 1764 and 1765, failed of paying said taxes to the amount of about five hundred pounds, lawful money, and have proved insolvent; that part of said sum has been secured and paid; that there remains now due to the Colony

about one hundred and eighty pounds; that the inhabitants of said town by their legal vote have fully impowered said agents to give their security for said balance due payable to [127] the Treasurer in one || year with interest, said inhabitants being unable to pay said balance sooner; praying that the Treasurer may be directed to take security as aforesaid, as per memorial on file: Resolved by this Assembly, that the Treasurer be and he is hereby directed to take proper security of said agents for the balance due to this Colony on said taxes, payable to the Treasurer of said Colony within one year from the rising of this Assembly with the lawful interest of said sum on balance due: provided said security be given by the first day of July next.

Upon the memorial of Elizabeth Lord, administratrix on the estate of Elijah Lord late of Lyme, deceas'd, shewing to this Assembly that the debts due from the estate of said deceas'd surmount the moveable estate of said deceas'd the sum of £32 4 8; praying liberty to sell lands &c., as per memorial on file: Resolved by this Assembly, that John Mack of Lyme have liberty, and he is hereby impowered, to sell so much of the real estate of said deceas'd as will raise the sum of £32 4 8, with incident charges of sale; taking the direction of the court of probate for the district of New London therein.

Upon the memorial of Dan Marvin of Lyme, administrator on the estate of Eve Ely late of Lyme, deceas'd, shewing to this Assembly that the debts and charges due from the estate of said deceas'd amount to £74 19 11, and that said deceas'd left none but real estate; praying for liberty to sell real estate &c., as per memorial on file: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted to him, to sell so much of the real estate of said deceas'd as will be sufficient to raise said sum of £74 19 11, with incident charges of sale; taking the direction of the court of probate for the district of New London therein.

Upon the memorial of Jedediah Peck, administrator on the estate of Elijah Peck late of Lyme, deceas'd, shewing that the debts and charges due from the estate of said deceas'd surmount the personal estate of said deceas'd £217 5 5; praying for liberty to sell real estate &c., as per memorial on file: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted him, to sell so much of the real estate of said deceas'd as will be sufficient to raise the sum of £217 5 5, lawful money, with

incident charges of sale; taking the direction of the court of probate for the district of New London therein.

On the memorial of John Kelley and Abijah Bailey, of Hadam in Hartford county, shewing to this Assembly that the debts and charges together with some allowance to the widow surmount the moveable estate of Ephraim Bailey late of Hadam, deceas'd, the sum of £76 0 3¾, lawful money, and praying for liberty to sell so much of the real estate of the said deceas'd as to raise said sum with incident charges arising thereon: Resolved by this Assembly, that John Kelley have liberty and he is hereby impowered, to sell so much of the real estate of the said Ephraim Bailey late of Hadam, deceas'd, as will raise the said sum of £76 0 3¾, lawful money, with the incident charges arising thereon; taking the direction of the court of probate for the district of Midletown therein.

Upon the memorial of Daniel Olds, of Branford in the county of New Haven, shewing that he has been long employed in the business of coasting and has now purchased nine hundred bushels of grain and about forty barrels of flour about the beginning of March last, and has since the late embargo stored the same at New Haven where the same is likely to be damnified and spoiled, and there is no market for the same even upon low terms; praying for liberty to transport the same to Boston, as per memorial on file: Resolved by this Assembly, that the memorialist have liberty, and leave and liberty is hereby granted him to transport his said grain and flour to Boston, the said embargo lately laid notwithstanding.

Upon the memorial of Thomas Goodspeed of Barnstable, shewing to this Assembly that he is master of a coasting sloop now lying at Fairfield and lately returned from a voyage to Boston; that at said Fairfield before said voyage, *viz.* in January last, he purchased a cargo of indian-corn, pork and flax, only to transport to Boston; that he by law may not now ship the same by reason of the embargo lately laid, and that there is no want of provisions where said cargo now is, and that he can't there sell any part thereof, and that he is by means thereof made lyable to suffer greatly; praying for relief &c., as per memorial on file: Resolved by this Assembly, that the said Thomas Goodspeed may, and leave and liberty is hereby granted to him to ship his said cargo on board his said sloop and to clear out for transportation and to carry the same to Boston for sale: the embargo lately laid by this Assembly notwithstanding.

[128] Upon the memorial of Rufus Lathrop, James Hide &c., selectmen of the town of Norwich in the county of New London, shewing to this Assembly that their late collector of Colony taxes is greatly in arrears to the Treasurer of this Colony and not able to pay the same, and that they are determined with all possible speed to pay said arrearages without putting the Treasurer to the trouble of collecting the same by course of law; praying for liberty to secure the said arrearages by their obligation &c., as by said memorial on file, dated May 27th, 1772: Resolved by this Assembly, that the selectmen of the town of Norwich have liberty, and liberty is hereby granted to them, to make and execute their joint and several obligations to the Treasurer of said Colony for the sum now due of said arrearages, payable the first day of June, 1773, and lawful interest thereon arising until paid; and said Treasurer is hereby directed to receive such security accordingly, and thereupon discharge said rates and the executions thereon.

On the memorial o Selah Terry and Hannah Terry, administrators on the estate of Christopher Helms Terry late of Enfield, deceas'd, for liberty to make sale of so much of the real estate of the said deceas'd as will raise the sum of £63 14 3, lawful money, for the payment of the debts and charges due from said estate with incident charges of sale &c.: Resolved by this Assembly, that the memorialists have liberty, and liberty is hereby granted to them, to make sale of so much of the real estate of the said deceas'd as will procure said sum of £63 14 3; lawful money, for the payment of said debt, together with incident charges of sale arising thereon; taking the advice of the court of probate in the district of Hartford therein.

Upon the memorial of Benjamin Bacon of Canterbury, shewing to this Assembly that in the year 1757 he, the said Bacon, was collector of the Colony tax for said town in said year, and that he paid the full of said rate or tax to the Treasurer of this Colony for the time then being, on an execution in the month of January, 1758, and that now it appears by the present Treasurer's account that there was one abatement of two pounds and ten shillings which the former Treasurer did accept and allow, which said abatement about ten years after was disallowed by the Auditors and stands now charged on the Treasurer's book; praying to be discharged &c., as per memorial on file: Resolved by this Assembly, that the said abatement be allowed and that the Treasurer is and he is hereby ordered to ballance said

account, and that all and every person be discharged therefrom.

Upon the memorial of Samuel Allen, administrator of the estate of Samuel Allen late of Wallingford, deceas'd, shewing to this Assembly that the debts and charges allowed against the estate of said deceas'd by the court of probate for the district of New Haven, including some allowance to the widow, surmount the whole moveable inventoried estate the sum of £53 15 7, and praying for liberty to sell so much of the real estate of said deceas'd as may be sufficient to raise said sum: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted to him, to sell so much of the real estate of said deceas'd as may be sufficient to raise said sum of £53 15 7 with the incident charges arising on such sale: taking the direction of the court of probate in the district of New Haven therein.

Upon the memorial of Damaris Hull, of New Haven in the county of New Haven, representing that the debts and charges against the estate of John Hull late of said Wallingford, deceas'd, whereof she is administratrix, surmount the personal estate &c. of said deceas'd the sum of £84 14 0, L. money, as per memorial on file, and praying for liberty to sell land &c.: Resolved by this Assembly, that the memorialist be and she is hereby impowered and authorised to sell so much of the real estate of said deceas'd as shall amount to the sum of £84 14 0, lawful money, and the incident charges of sale; under the direction of the court of probate for New Haven district.

Upon the memorial of Lemuel Barrows, of Mansfield in the county of Windham, conservator of the person and estate of John Cross of said Mansfield, shewing to this Assembly that said conservator had expended in taking care and providing for said Cross the sum of £63 16 6¾, lawful money, as said account was audited by order of and allowed by the county court in said county of Windham at their session in Feby, 1772; that said Cross has a small estate in lands in [129] said Mansfield || but no personal estate to discharge said conservator's said account, and that said conservator has been at considerable expence since said February court in providing for said Cross, and that he has no way to obtain the aforesaid allowed sum unless relieved by this Assembly, and that he conceives the value of said estate is already nearly expended, when said Cross must be supported at the cost and charge of said town of Mansfield; praying this

Assembly that some meet person or persons may be appointed and impowered to make sale of said real estate under such restrictions as this Assembly shall think proper, and that payment be made to said conservator &c., as per memorial on file: Resolved by this Assembly, that Constant Southworth have liberty, and liberty and authority is hereby granted to the said Southworth, to make sale of said real estate or lands in said Mansfield, taking the direction of the court of probate for the district of Windham therein, and that after deducting the incident charges of sale payment be made to said conservator of his said allowed account together with any additional account that may hereafter be allowed to said conservator by said county court for his taking care of and providing for said Cross; and that the overplus, if any there be, shall be lodged in the treasury of said town of Mansfield or paid to the treasurer of said town for the support of said Cross and his family if there shall be need of the same, or otherwise that said overplus after the said deduction and payment shall be paid over into the hands of the heir or heirs of the said Cross.

Upon the memorial of Enos Allen and others, inhabitants of the town of New Haven, representing to this Assembly that the said inhabitants and others trading to said town suffer great inconvenience for want of the further extension of the Long Wharf, so called, in said town to a certain pier in the harbour; praying for liberty to set up a lottery to effectuate the same: Resolved, that the memorialists have liberty and they are hereby allowed and impowered, to set up and carry on a lottery or lotteries, amounting to such a sum as by drawing at least ten *per cent.* out of each prize or out of the whole may raise a sum of one thousand pounds and no more, and that the managers and each and every of them shall be liable and answerable for the payment of every prize ticket that shall be signed by them or any of them for the sum that each ticket shall draw, and that the sum and net proceeds that shall be raised by said lottery be paid by them into the hands of the company of Proprietors and Owners of the Union Wharf aforesaid, to be applied by the said proprietors to building and extending out the said long wharf. And Thomas Howell, Enos Allen, Adam Babcock, David Wooster, Jonathan Fitch, Benjamin Douglass, Nathan Beers and Michael Todd, or any four of them, are hereby appointed managers and directors of the said lottery or lotteries, and shall be sworn to a faithful discharge of their trust; and they are hereby impowered to plan and dispose

the scheme of the lottery, to manage and order the same according to their best skill and judgment, taking care that publick notice be given of the time and place of drawing the same: provided nevertheless, that no lottery shall be set up in consequence of this act until after six months are expired from the rising of this Assembly. And if the said sum is not raised and the tickets cannot be sold, the managers shall return to the adventurers the money paid for the tickets and the charges arisen shall be born by the memorialists. And the said managers are hereby enabled and directed to determine in case of any dispute touching the property of any benefit tickets; and the said managers shall give publick notice as soon as may be of the prizes, and shall pay off such prizes on demand: provided nevertheless, all benefit tickets not claimed in twelve months after the drawing of any lottery and publick notice of the prizes drawn being made shall be considered as generously given by their fortunate owners to the stock raised by said lottery, to be applied to the same purpose as the sum raised by said lottery is hereinbefore appropriated. And that the wharfage of such part of said wharf as shall be built with said monies so to be raised to be taken on all shipping that shall moor at the same according to the rates that shall from time to time be imposed and laid by the proprietors aforesaid be and the same hereby is appropriated to the use of Yale College in said New Haven, after expending such part thereof as shall be necessary in maintaining the same in good and sufficient repair. And all persons are hereby informed, if they become adventurers in said lottery, they are to consider said managers and not the Colony as responsible to them for whatever they may be entituled to in consequence of their adventuring in the same.

Upon the memorial of Samuel Wadsworth and the rest of the selectmen of the town of Hartford for the time being, shewing that the town of Hartford have expended large sums in the support of Samuel Morton and Sarah Gains, deceas'd, and Rachel and Abigail Burnham; that the said several persons have a small estate in lands not sufficient to reimburse the expences aforesaid, as per memorial &c.: Resolved by this Assembly, that Timothy Cole and David Hills, two of said selectmen, be and they are hereby appointed [130] and fully impowered to make || sale of the lands belonging to each of said several persons, or that did belong to them in their life time now undisposed of, and to give deeds and proper conveyances thereof to the purchaser or

purchasers and pay the avails thereof into the hands of the treasurer of said town of Hartford for the use of said town, after deducting the necessary charges that shall arise upon such sale.

On the memorial of Elisha and Sarah Spencer, executors to the last will and testament of William Spencer late of Suffield in the district of Hartford, deceas'd, for liberty to sell the real estate of the said deceas'd for the payment of the debts and charges due from said estate to the amount of £21 4 2, lawful money, &c.: Resolved by this Assembly, that the memorialists have liberty, and liberty is hereby granted to the said memorialists, to sell real estate of the said deceas'd to the amount of £21 4 2, lawful money, for the payment of the debts and charges due from said estate with incident charges of sale; taking the advice of the court of probate in the district of Hartford therein.

Upon the memorial of Titus Mead and Sarah Mead of Greenwich, executors of the last will and testament of Jabez Mead late of said Greenwich, deceas'd, who in his life time was executor of the last will and testament of David Mead late of said Greenwich, deceas'd, shewing to this Assembly that the debts due from the estate of said deceas'd David and allowed by the court of probate within and for the district of Stanford exceed the inventoried moveable estate of said deceas'd David Mead the sum of £15 14 9¾, lawful money, and that said deceas'd David made no provision in his said will for the payment of his debts otherwise than out of his personal estate; praying for liberty to sell so much of the real estate of said deceas'd David as shall be sufficient to raise said sum, as per memorial on file: Resolved by this Assembly, that Titus Mead, one of the memorialists, be and he is hereby appointed, fully authorized and impowered, to make sale of so much of the real estate of said deceas'd David Mead as shall be sufficient to raise said sum of £15 14 9¾, lawful money, together with the incident charges of sale; taking the direction of the court of probate in the district of Stanford therein.

Upon the memorial of Samuel Blakley and Sarah Wakely, administrators on the estate of Abner Wakely late of Woodbury, deceas'd, shewing to this Assembly that the debts, charges and allowances against said estate surmount the moveable part of said estate the sum of one hundred and ten pounds, lawful money, and praying for liberty to sell land &c., as per memorial on file: Resolved by this Assembly, that the said Samuel Blackley have liberty and he is

hereby impowered to make sale of so much of the real estate of the said deceas'd as to make said sum of £110 0 0, with incident charges arising thereon; taking the direction of the court of probate for the district of Woodbury therein.

Upon the memorial of Ebenezer Hotchkiss, Lazarus Ruggles and Robert Hawkins, of New Milford in the county of Litchfield, shewing to this Assembly that they and their associates have undertaken to build a bridge over Ousatonuck River at the great falls, which will be serviceable to publick and private convenience, and that their former bridge was carried away the present year by the uncommon flood, and that said town of New Milford have granted said memorialists and others liberty at their own cost to erect a bridge at said place; praying that a toll or fare may be granted for defraying the expences of said bridge, and also to impower the proprietors to warn and hold meetings, to chuse a moderator and clerk and committees, and to grant rates or taxes for the purpose aforesaid &c., as per memorial on file: Resolved by this Assembly, that there be a toll or fare established and stated for all and every passenger except the memorialists and their associates, and the same is hereby stated as follows: for each man, horse and load, two pence; for each foot person, one penny; for each team and load, three pence; for each horse led or drove, one penny; for all neat kine, one penny; for each sheep or swine, one halfpenny; and the proprietors or undertakers of said bridge are hereby impowered to warn and hold meetings for the purpose aforesaid as they shall agree, and by major vote to choose moderator and clerk to record votes, and also to choose a committee or committees for the conducting the affairs of said bridge, and to grant rates or taxes on said proprietors for repairing said bridge, also to appoint collector or collectors to gather said taxes when granted by said proprietors and pay the same to the treasurer appointed by said proprietors.

Upon the memorial of Daniel Bostwick, Abel Hine and Israel Baldwin jun^{r}, shewing to this Assembly that they and their associates have undertaken to build a bridge at their own proper costs and expence across Ousatonuck River near the middle of the town of New Milford by consent of said [131] || town; that the expence will be very great to build and keep up said bridge; praying for a toll &c., as per memorial on file: Resolved by this Assembly, that there be the following fare or toll taken of all persons passing over said bridge by the proprietors thereof, *viz:* for each man, horse and load, four coppers; for every single person two coppers;

for every team and load, four pence; and for each horse, neat kine, sheep or swine, one copper, during the pleasure of this Assembly. And in order more effectually to repair and keep up said bridge, the proprietors and owners of said bridge are hereby enabled to hold meetings for regulating the affairs of their propriety, and by their major vote, to be computed by interest in their said propriety, to choose a clerk to record their votes, and to lay taxes from time to time for repairing and keeping up said bridge, and to appoint collectors for that purpose, which collectors shall be impowered to collect such taxes in the same manner other collectors are by law impowered to collect rates and taxes.

Upon the memorial of Joseph Arnold, William Beebe, Caleb Chapman jun^{r}, Timothy Chapman and Charles Williams, shewing to this Assembly that they have cleared several places for fishing in Moodus Cove, so called, and in Salmon River, and that by seines and other ways they are much obstructed and the publick much injured &c.; praying for a committee to regulate &c., as per memorial on file: Resolved by this Assembly, that Aaron Eliott, Samuel Selden and Eleazer Mather, Esq^{rs}, be and they are hereby appointed a committee to notify all persons owning lands and claiming interest in the fisherys referred to, hear all parties, and to report &c.; and that such regulations as shall be made by said committee be binding and conclusive in the mean time; all at the cost of the memorialists.

Upon the memorial of Margaret Heckoks, administratrix on the estate of Samuel Heckoks late of Woodbury, deceas'd, shewing to this Assembly that the debts and charges allowed against said estate over and above what hath already been ordered to be sold by this Assembly amounts to the sum of £6 14 10¾, lawful money, and praying for liberty to sell land &c., as per memorial on file: Resolved by this Assembly, that the memorialist have liberty and she is hereby impowered to make sale of so much of the real estate of the said deceas'd as to make said sum of £6 14 10¾ with the incident charges arising thereon; taking the direction of the court of probate in the district of Woodbury therein.

Upon the memorial of Elisha Judson and Zadock Hurd jun^{r}, administrators on the estate of Eldad Spencer late of Woodbury, deceas'd, shewing to this Assembly that the debts, charges and allowances against said estate surmount the moveable part of said estate the sum of £39 18 8, lawful money, and praying for liberty to sell land &c., as per memorial on file: Resolved by this Assembly, that the memo-

rialists have liberty and they are hereby impowered to make sale of so much of the real estate of the said deceas'd as to make said sum of £39 18 8, lawful money, with the incident charges arising thereon; taking the direction of the court of probate in the district of Woodbury therein.

Upon the memorial of Rebecca Rainsford, administratrix upon the estate of Nathaniel Roberts late of Sharon in the county of Litchfield, deceas'd, shewing to this Assembly that the debts due from said estate surmount the moveable part thereof and what has already been granted to be sold of the lands to the sum of £47 8 7½, lawful money, and praying that liberty may be granted and Mr. Joseph Loid of Sharon impowered, to sell so much of the real estate of said deceas'd as to procure said sum of £47 8 7½, lawful money, with incident charges of sale &c., as per memorial on file &c.: Resolved by this Assembly, that liberty be granted and liberty is hereby granted and the said Mr. Joseph Loid of Sharon is hereby impowered, to sell so much of the real estate of the said Nathaniel Roberts, deceas'd, as to procure said sum of £47 8 7½, lawful money, with incident charges of sale; taking the direction of the court of probate for the district of Sharon therein.

Upon the memorial of Hannah Lockwood, administratrix on the estate of Theophilus Lockwood late of Greenwich in Fairfield county, deceas'd, shewing to this Assembly that since the liberty granted by this Assembly to sell real estate for payment of debts due from said estate more debts have appeared against said estate, amounting to the sum of £28 9 1¾, lawful money; praying to be impowered to sell real estate to raise said sum &c., as per memorial on file: Resolved by this Assembly, that said memorialist have liberty and she is hereby impowered, to sell real estate of said deceas'd to raise said sum of £28 9 1¾, lawful money, and the incident charges of such sale; taking direction of the court of probate for the district of Stamford therein.

Upon the memorial of Benjamin Mead junr, of Greenwich in Fairfield county, administrator on the estate of Gideon Mead late of said Greenwich, deceas'd, shewing to this Assembly that the debts &c. due from the estate of said deceas'd [132] surmount the personal || estate of said deceas'd the sum of £131 7 11, lawful money; praying to be impowered to sell so much of the real estate of said deceas'd as may be sufficient to raise said sum &c., as per said memorial on file: Resolved by this Assembly, that said memorialist be impowered and he is hereby impowered, to sell so much of the real

estate of said deceas'd as may be necessary to raise said sum of £131 7 11, lawful money, for the payment of said debts, together with the incident charges of such sale; taking the direction of the court of probates for the district of Stamford therein.

Upon the memorial of Hezekiah Weed, of Stamford in Fairfield county, administrator on the estate of Elijah Weed late of said Stamford, deceas'd, shewing that the debts &c. due from said estate surmount the personal estate of said deceas'd the sum of £12 6 1¾, lawful money, and praying to be impowered to sell real estate of said deceas'd &c., as per said memorial on file: Resolved by this Assembly, that said memorialist be impowered and he is hereby impowered, to sell so much of the real estate of said deceas'd as may be necessary to raise said sum of £12 6 1¾, L. M., together with the charges of such sale; taking direction of the court of probates in the district of Stamford therein.

Upon the memorial of Nathaniel Bates, of Stamford in Fairfield county, conservator of the person and estate of Anne Bates of said Stamford, a person naturally wanting of understanding so as to be uncapable to provide for herself, shewing that Nathaniel Bates late of Stamford aforesaid, deceas'd, the father of the said Anne, dyed seized of sixty acres of land in the township of Canaan now in Litchfield county, which was apprized and entered in the inventory of the estate of said deceas'd at six hundred pounds old tenor money, and that in the division or distribution of the estate of said deceas'd said estate in Canaan was distributed to and among the children of the said deceas'd, and that £75 0 0 right in said land was distributed to the said Anne; that those who own said sixty acres, excepting only what belongeth to said Anne, are desirous to sell their parts of said land and have agreed to sell the same for £1 7 6, lawful money, for each acre if the person who is willing to buy can have the whole of said tract, and that it will be for the advantage of the other owners of said land and also of said Anne and her heirs if her part of said land may be sold and the avails thereof put upon interest for her use; praying to be impowered to sell and convey said Anne's said right in said land at Canaan &c., as per memorial on file: Resolved by this Assembly, that the said memorialist be impowered and he is hereby impowered to sell and convey said Anne's said right in said land at Canaan and account for the avails thereof in the same manner he is obliged to do for her personal estate.

Upon the memorial of Nathan Bulkley of Fairfield, shew-

ing to this Assembly that in the year 1764 he was collector of the country tax within said Fairfield, and that in the month of May in the year 1768 Joseph Talcott, Esq^r, then Treasurer of this Colony, drew an order on the memorialist to pay to the school committee of Reading the sum of £24 17 8, which sum the memorialist accordingly paid, and that the same hath never been credited in the memorialist's account, nor hath he ever had any allowance for the same; praying for relief, as per memorial on file: Resolved by this Assembly, that the memorialist be and he is hereby allowed the said sum of £24 17 8, together with the lawful interest thereof from the date of said order, which was on the 28th day of May, 1768, to this time, amounting in the whole to the sum of £30 17 0; and the Treasurer of this Colony is hereby directed to pay the same accordingly.

Upon the memorial of Joseph Hickox, of Durham in New Haven county, conservator of the person and estate of Samuel Wilkinson of said Durham, praying liberty to sell so much of the real estate of said Samuel as will raise the sum of £27 7 11, lawful money, with the incident charges of sale, as per the memorial on file: Resolved by this Assembly, that liberty and authority be granted, and liberty and authority is hereby granted to Capt. James Curtiss of Durham, to make sale of so much of the real estate of the said Samuel Wilkinson as will raise the sum of £27 7 11, lawful money, with the incident charges of sale, and make his return thereof to the next county court in the county of New Haven for acceptance.

Upon the memorial of John Osborn, of Litchfield in the county of Litchfield, administrator of the estate of Timothy Peck late of said Litchfield, deceas'd, shewing to this Assem- [133] bly that the debts due from said estate surmount the || personal inventoried estate the sum of £147 18 2, lawful money; praying for liberty to sell of the real estate to raise said sum of £147 18 2, lawful money: Resolved by this Assembly, that the memorialist have liberty and he is hereby authorised, to sell of the real estate of the said deceased sufficient to raise the said sum of £147 18 2, lawful money, and incident charges of sale; taking directions of the court of probate for the district of Litchfield therein.

Upon the memorial of the selectmen of the towns of Middletown and Chatham, shewing that a committee was appointed by the General Assembly in October, 1765, to make sale of certain lands in Midletown belonging to the Wangum tribe of Indians, and ordered the sum of about £21 15 0 to be

paid to the selectmen of the town of Midletown to refund them for so much which they had expended in support of one Tike *alias* Mary Cuschoy, an Indian squaw of said tribe and relict of Cuschoy, Indian sachem of said tribe &c.; and further shewing that the selectmen of said Midletown and Chatham have since October aforesaid to the date of the memorial expended for the support of said Indian squaw the further sum of £70 4 0; whereupon the memorialists pray that this Assembly will order and direct that Elisha Williams, William Wells and James Wadsworth j^{r}, a committee for selling said lands, shall pay to the selectmen of Midletown and Chatham the sum of £70 4 0, out of the avails of said Indian's land, *viz*: £18 11 0 to the selectmen of Midletown, and £51 13 0 to the selectmen of Chatham: Whereupon it is resolved by this Assembly, that the said Williams, Wells and Wadsworth pay out of the monies in their hands belonging to said Indians the sum of £51 13 0 to the selectmen of the town of Chatham, and the sum of £18 11 0 to the selectmen of said Midletown.

Upon the memorial of Ebenezer Devotion and other inhabitants of the towns of Windham and Norwich, citing the town of Norwich and shewing to this Assembly the convenience and necessity of having a good and convenient cart-bridge built and maintained over Shatucket River in the town of Norwich, on the road leading from Scotland society in Windham to the town of Norwich, at a place called Elderkin's Bridge, by a committee appointed by this Assembly, and praying that the said town of Norwich may be enjoined to build and maintain the same: Resolved by this Assembly, that said town of Norwich shall build and maintain forever hereafter a good and sufficient cart-bridge over said river at the place aforesaid, where said Elderkin's Bridge lately stood, and that said town shall immediately proceed to accomplish the same. And provided said town of Norwich shall not before the first day of August next call a town meeting and therein vote to build and maintain the same and appoint a committee therefor and tax the said town to pay the expence of the same and said committee so appointed proceed therein with convenient speed, that in that case Ebenezer Devotion of Windham, Samuel Croft of Pomfret, and William Durkee of Windham, shall be and they are hereby appointed a committee with full power to direct, order and build such bridge in such place, and have full power and authority to tax said town of Norwich and appoint a collector to collect said tax for the expence thereof on the

list of the inhabitants of said town of August, 1772; and that said tax shall be collected and paid to said committee on or before the 25th day of December next; and that said committee shall render to the Assembly an account of their disbursements on account of the expence of building said bridge and of the monies so raised by said tax so to be laid as aforesaid to this Assembly to be holden at Hartford in May next.

Upon the memorial of John Eaton &c., shewing to this Assembly that the bridge over the Shatucket River in the town of Norwich, called Loveit's Bridge, was carried away with the flood and ice in the winter past, and that it is necessary the same should be rebuilt speedily, and said town of Norwich neglects to do the same, as per memorial on file: Resolved by this Assembly, that Capt. Elijah Dyre, Colo. Israel Putnam, Colo. Jabez Fitch be and they are hereby appointed a committee in case said town of Norwich does not by the first day of August next raise money and actually set about and begin to build said bridge and complete the same as soon as the same can reasonably be done, said committee are ordered and impowered to build said bridge at the expence of said town and, their accounts being allowed by the General Assembly, shall have execution from the Secretary against the selectmen of said Norwich therefor, and said selectmen are hereby impowered to lay a tax on the inhabitants of said Norwich to reimburse themselves said money.

Upon the memorial of Elisha Hewit of Norwich, conservator to Amos Hewit of said Norwich, shewing to this Assembly that said Amos is indebted for his support and maintenance the sum of £97 0*s*. 0*d*. and hath no estate to pay and satisfy the same other than his real estate; praying the [134] liberty of this Assembly that so much of the real ‖ estate of the said Amos may be sold as shall be sufficient to pay said debt &c., as per memorial on file: Resolved by this Assembly, that the said Elisha Hewit be and he is hereby appointed, fully authorised and impowered, to make sale of so much of the real estate of the said Amos as shall be sufficient to pay and satisfy said sum of £97 0 0 with incident charges arising on such sale, and render his account thereof to the county court in the county of New London.

Upon the memorial of James Bill and others, inhabitants of the society or parish of Goshen in Lebanon, preferred to this Assembly held at New Haven on the second Thursday in October, 1769, praying among other things that a commit-

tee might be appointed to affix a place whereon to build a meeting-house in said society &c., as per memorial on file, which memorial by continuance came to the General Assembly held at Hartford on the second Thursday [of May,] A. D. 1771, when Erastus Wolcott, John Whiting and Samuel Bishop, Esq^{rs}, were appointed a committee to affix a place for building a meeting-house for divine service in said society; which committee having viewed the situation and circum stances of said society made their report to the General Assembly in October last, which by continuance comes to this session, *viz:* that having viewed the circumstances, heard all concerned, duly considered &c., they have affixed a place whereon to build a meeting-house in said society or parish upon the land of Mr. John Buel, a little eastward of the house in which he now lives, south of the highway near one rod southward of his stone wall, where said committee have affixed a stake which is to be included within the cells of said house, as per their report on file, which report of said committee is accepted, and this Assembly do hereby accept and approve the same: And thereupon it is resolved by this Assembly, that the place above described, where said committee have affixed a stake as aforesaid, be and the same is hereby affixed and established to be the place whereon to build a meeting-house for divine service in said society of Goshen: the place where said stake is affixed as aforesaid to be included within the cells of said house.

Upon the memorial of Micah Miller and Elizabeth Miller, administrators on the estate of John Christian Miller jun^{r} late of Symsbury, deceas'd, representing to this Assembly that the debts and charges against said estate with some small allowances to the widow of the said deceas'd surmount the personal estate of said deceas'd for which no certificate has before been given the sum of £53 3 10, lawful money; praying for liberty to sell so much of the real estate of the said deceas'd as will raise said sum together with the incident charges arising on said sale, as per memorial on file: Resolved by this Assembly, that the said Micah Miller and Asahel Holcomb of said Symsbury have liberty, and liberty and authority is hereby granted unto them, to sell so much of the real estate of the said deceas'd as to raise the sum of £53 3 10, lawful money, together with the incident charges arising thereon; taking the direction of the court of probate for the district of Symsbury therein.

Upon the memorial of Eleazer Fitch jun^{r} of Windham, shewing to this Assembly that he is indebted to the Treasurer

of this Colony in a considerable sum now in several executions against him; praying the liberty of this Assembly that he may procure good personal security for the same &c., as per memorial on file: Resolved by this Assembly, that said Treasurer be and he is hereby directed to take personal security by bond conditioned for the payment of the whole sums due on said executions with the lawful interest thereon arising from the time the judgments were rendered on which said executions issued and cost arisen, payable to said Treasurer on or before the first day of July, 1773; said security to be such as Eliphalet Dyer, Esq^{r}, Jedediah Elderkin and Nathaniel Wales jun^{r}, Esq^{rs}, of Windham, shall certify said Treasurer to be sufficient and responsible therefor, and such bond to be executed on or before the first day of July next; and said Treasurer is hereby directed to take said executions into his own hands, stay any further proceedings thereon until said first day of July next, and on the receipt of such personal security as aforesaid to discharge said executions.

Upon the memorial of John Fowler, administrator of the estate of John Fowler late of Suffield, deceas'd, shewing to this Assembly that the debts and charges due from said estate surmount the moveable part of said estate the sum of £137 2 5, money; praying for liberty to sell so much of the real estate of said deceas'd as will raise said sum &c., as per memorial on file: Resolved by this Assembly, that liberty be granted, and liberty and authority is hereby granted to the said John Fowler, administrator, to sell so much of the real estate of said deceas'd as will raise said sum of £137 2 5, lawful money, with incident charges arising thereon; taking the direction of the court of probate for the district of Hartford therein.

[135] Upon the memorial of Everit Birdsey of Stratford, shewing to this Assembly that he is a master of a coasting schooner of about thirty tons burthen, now lying at said Stratford, which about three weeks ago returned from a coasting voyage to Piscataqua, and that before he went said voyage, *viz.* in March last, he purchased and had in his store at Stratford about eight hundred bushels of indian corn and about one hundred and fifty bushels of rye, which since the embargo on grain has been laid he would have been glad to have sold, but that no person has ever applied to him to purchase so much as a single bushel, and that said corn begins to spoil and is in the utmost danger of being lost; praying for leave to export the same abroad for sale, as per memorial on file: Resolved by this Assembly, that said Birdsey may,

and leave and liberty is hereby given and granted to him to ship his said indian corn and rye on board his said schooner and to clear out the same for transportation to said Piscataqua or other parts to the eastward out of this Colony, and the same being so shipped and cleared out he may transport and carry out of this Colony for sale, the embargo lately laid by this Assembly notwithstanding.

Upon the memorial of Ebenezer Lathrop jun^{r} of Norwich, shewing to this Assembly that he with his honour'd father Mr. William Lathrop and Mr. John Birchard the blacksmith, on the 19th day of July, A. Dom. 1757, for reasons in said memorial mentioned, appeared before Hezekiah Huntington, Esq^{r}, in Norwich aforesaid, and there acknowledged themselves jointly and severally bound to the Treasurer of this Colony in the sum of one hundred pounds that he, the memorialist, should carry peaceable and good behaviour during the pleasure of this Assembly, since which time the memorialist hath strictly kept and fulfilled his said obligation; praying this Assembly to order and direct said bond to be cancelled or discharged, that the memorialist may be restored to his free standing &c.: Resolved by this Assembly, that the said bond shall be discharged and the same is hereby discharged, and the memorialist with the said William Lathrop and John Birchard and every of them are released from their said obligation; and the said Hezekiah Huntington, Esq^{r}, is hereby directed to make an entry of this discharge on the records of his office.

Upon the memorial of Josiah Olcott and others belonging to the east part of the third society in Hartford, called the Five Miles, representing to this Assembly that they and others living on said Five Mile are at such distance from the meeting-house in said third society that they and theirs cannot attend publick worship &c.; praying that a committee may be appointed to repair to said Five Mile, view the circumstances of the memorialists, their situation and abilities with the rest of said 3d society, and determine where a dividing line shall be drawn and affixt across said society, in order that all that part of said third society lying east of said line so fixed there be one entire ecclesiastical society &c., as by said memorial on file: Resolved by this Assembly, that Daniel Sherman of Woodbury, William Hilhouse of New London, and Samuel Selden of Lyme, be and they are hereby appointed a committee to repair to said third society and view the circumstances of the memorialists and consider whether it be necessary there should be a society made and constituted on

the east part of said third society including said Five Mile; and in case they think a society ought to be made, then and in that case to draw and affix on a line across said society to be the western bounds of said new proposed society; and to make report of what they shall find in the premises to this or the next General Assembly, with their opinion thereon.

On the memorial of Ebenezer Morehouse and Grummon Morehouse of Fairfield, administrators on the estate of Gidcon Morehouse late of said Fairfield, deceas'd, shewing to this Assembly that the debts and charges due from the said deceas'd's estate surmounts the moveable part of said estate the sum of £158 10 5; praying for liberty and authority to sell so much of the real estate of said deceas'd as shall be sufficient to pay and discharge that sum &c., as per memorial on file: Resolved by this Assembly, that the memorialists be and they hereby are fully authorized and impowered to sell so much of the lands or real estate of said deceas'd Gideon Morehouse as shall be sufficient to pay and discharge the said sum of £158 10 5, lawful money, together with the incident charges arising on such sale; taking the direction of the court of probate in the district of Fairfield therein.

Upon the memorial of James Wadsworth, Esq^{r}, and Thomas Wadsworth, both of Farmington in Hartford county, administrators on the estate of Doct. Samuel Porter late of said Farmington, deceas'd, shewing to this Assembly that the debts and charges allowed by the judge of probate in the district of Farmington against said estate surmount the personal estate of said deceas'd the sum of £22 13 8½, lawful money; praying that the said Thomas, one of said administrators, be appointed and authorized to sell so much of the real estate of said deceas'd as shall raise the said sum of £22 13 8½, money, with incident charges of such sale, as per memorial on file, dated May the 14th, 1772: Resolved by this Assembly, that the said Thomas Wadsworth have liberty, and authority is hereby given him, to sell and dispose of so much of the real estate of said deceas'd as will raise the sum of £22 13 8½, lawful money, with the incident charges of such sale; taking the advice of the judge of probate in the district of Farmington therein.

[136] Upon the memorial of Nehemiah Beardslee, David Stevens, Ebenezer Leach, William Giddings, William G. Hubbel and Ebenezer Hubbel, of the town of New Fairfield, listers for said town in the year 1770, shewing to this Assembly that the list of said town for the year 1770 was overcast the sum of £180 0 0; praying for relief, as per memorial on

file: Resolved by this Assembly, that so much of the Colony tax as arises on said sum of £180 0 0 in said list be abated and released to said town, saving so much thereof as hath already been paid to said town for the school money belonging to said town arising on said sum, being seven shillings and two pence half-penny, lawful money, and the same is hereby abated and released accordingly.

Upon the memorial of the town of Stafford by their agent Isaac Pinney, Esq^{r}, shewing to this Assembly that there is now due sundry balances of rates on the years 1762, 1764 and 1765, from said town, of which David Colborn is collector; that said collector has been committed and escaped; that they have not had time to raise the monies &c., as per memorial on file: Resolved by this Assembly, that on said town's impowering some suitable person for them and on their account and behalf to give security, the Treasurer be impowered and he is hereby directed to receive a bond for the principal sums due on said rates in said years and the interest thereon from the first of January last, payable the 20th of May next, on interest, and thereupon to balance the arrears of rates against said town in said years: provided said bond be executed and delivered to the Treasurer by the first of October next.

Upon the memorial of Isaac Bidwell of Farmington, shewing to this Assembly that he discovered, pursued after and brought to justice one Richard Stephens of Sheffield, and procured bond for his appearance before the adjourned superior court held at Hartford within said Colony on the last Tuesday of December, 1771, for stamping and counterfeiting a quantity of bills of credit to the likeness of the true bills of the Province of New Jersey, which bond by failure of his appearance became forfeit to the treasury of this Colony; praying to be allowed a suitable premium for said service &c., as per memorial on file: Resolved by this Assembly, that for an incouragement and reward for said service the memorialist be intituled to receive out of the Colony treasury the sum of ten pounds, lawful money; and the Treasurer of this Colony is hereby ordered to pay the same accordingly.

Upon the memorial of Havilah Thomson, of Harwington in the county of Litchfield, administrator on the estate of Caleb Thomson late of said Harwington, deceas'd, shewing to this Assembly that the just debts allowed in the court of probate in the district of Litchfield to be due from said estate, together with some allowance made to the widow of

said deceas'd for necessaries, surmount the sum total of the inventoried personal estate of said Caleb deceas'd the sum of £38 4 10, lawful money; praying this Assembly to appoint the said Havilah, or some other meet person, to sell so much of the real estate of said Caleb deceas'd as shall raise a sum sufficient to pay the said sum of £38 4 10, lawful money, together with the incident charges arising thereon, as per memorial on file: Resolved by this Assembly, that said Havilah Thomson have liberty, and power is hereby granted to the said Havilah Thomson, to sell so much of the real estate of said Caleb deceas'd as shall raise a sum sufficient to pay said sum of £38 4 10, lawful money, together with the incident charges of selling and settling said estate; taking the advice and direction of the court of probate in the district of Litchfield therein.

Upon the memorial of Timothy Thrall of Windsor, shewing to this Assembly that he informed against one Elisha Adams of Coventry as being guilty of counterfeiting and uttering sundry coins and bills, on which information said Adams was apprehended and on examination confessed his guilt and was admitted to be a witness for the King; and further shewing that he, the memorialist, was at great cost and expence in apprehending the said Adams; praying for a reward or premium for his service therein, as per memorial on file: Resolved by this Assembly, that the said Timothy Thrall as a reward for his service in the premises shall be paid the sum of ten pounds out of the Colony treasury; and the Treasurer is hereby directed to pay the same accordingly.

Upon the memorial of Samuel Camp and others, administrators on the estate of Silas Camp in the district of Danbury late deceas'd, shewing to this Assembly that the debts [137] and charges due from said estate, including some small || allowance for the widow, surmount the moveable estate of said deceas'd the sum of £45 5 11, and praying for liberty to sell so much of the real estate of said deceas'd as to make said sum: Resolved by this Assembly, that said administrators shall have liberty, and liberty is hereby given to said administrators, to sell so much of the real estate of said deceas'd as will make the sum of £45 5 11 with the incident charges arising thereon; taking the direction of the court of probate for the district of Danbury therein.

Upon the memorial of the town of Stafford by their agent Isaac Pinney, Esq^r, shewing to this Assembly that in the year 1758, David Colborn of said Stafford was collector of the Colony tax in said town, and that on the 18th day of Sep-

tember, 1759, he, the said Colborn, settled the account in full of said rate and was by the late Treasurer discharged therefrom by receipt under his hand, and that afterwards said Colborn was committed to prison on account of said rate for the sum of £5 3 9¾, and hath since made his escape from prison and hath nothing to make payment of said sum; praying to this Assembly to order and decree that the Treasurer of this Colony be ordered to discharge said town of Stafford from any further demands on said rate, as per memorial on file: Resolved by this Assembly, that the Treasurer of this Colony be and he is hereby ordered to ballance the account on said rate and discharge said town of Stafford therefrom.

Upon the memorial of Stephen Burroughs, of Stratford in Fairfield county, shewing to this Assembly that he is master of coasting sloop now laying at said Stratford and lately returned from a voyage to Boston; that before he went said voyage, *viz.* in January last, he had in his store about twelve hundred bushels of indian corn, which is still there and is in the utmost danger of being ruined and lost, and that he has also about two hundred bushels of rye, and pork and flax sufficient with said corn and rye to load his said vessel for another voyage to Boston, and that none of said provisions can be sold where they are; praying for leave to ship said provisions and flax on board his said sloop and the same to transport to said Boston for sale: Resolved by this Assembly, that the memorialist may, and leave and liberty is hereby given and granted to him, to ship and clear out said indian corn, rye, pork and flax on board his said sloop and the same to transport to said Boston for sale: the embargo lately laid by this Assembly notwithstanding.

Upon the memorial of Nathaniel Tracy, of Preston in the county of New London, and Miriam the wife of said Nathaniel, setting forth that said Miriam was late Miriam Ames &c., and executrix to the last will and testament of Daniel Ames late of said Preston, deceas'd, and that the debts, account of charges of executorship, funeral charges, together with allowance of necessaries made by the court of probate for the district of Norwich, all exhibited and allowed by said court, surmount the personal estate of said deceas'd the sum of £32 6 8½, lawful money; praying that liberty may be granted to sell so much of the real estate of said deceas'd as shall amount to said sum of £32 6 8½, together with incident charges arising on the sale &c., as per memorial on file: Resolved by this Assembly, that liberty be granted, and

liberty and authority is hereby granted to said Nathaniel Tracy, to sell so much of the real estate of said deceas'd as shall amount to the aforesaid sum of £32 6 8½, lawful money, together with charges arising on said sale &c.; taking the direction of the court of probate for the district of Norwich therein.

Upon the memorial of John Squier jun^{r}, of Fairfield in the county of Fairfield, shewing to this Assembly that he is master of a coasting vessel now laying at said Fairfield loaded with a cargo of provisions, consisting of about fifty bushels of rye, about 350 bushels of indian corn, and the rest of said cargo consists of pork, beef and flax only, which cargo was begun to be shipped on board said sloop in the month of January last, in order to be transported to Boston, and was almost all on board before the publication of his Honor the Governor's proclamation for levying an embargo this spring; and that said cargo cant be sold where it is, and is in great danger of being ruined and lost; praying for relief &c., as per memorial on file: Resolved by this Assembly, that the memorialist may, and leave and liberty is hereby given and granted to him to clear out for transportation and to carry his said cargo now shipped on board his said sloop in said sloop to Boston for sale: the embargo lately laid by this Assembly notwithstanding.

Memorandum. Isaac Fellows, of Woodstock in the county of Windham, preferred his petition dated May 10th, 1771, against Joseph Shaw and Mary his wife, of Pomfret in the county of Windham aforesaid, which is now lying before the Assembly to be heard &c. The said petitioners moved that bond for prosecution &c. might be given on the part of said petitioner, which motion was allowed of, and thereupon the said petitioner, Isaac Fellows, and Elisha Childs of Woodstock aforesaid appeared before this Assembly and acknowledged themselves to stand bound and indebted jointly and severally to the Treasurer of the Colony of Connecticut in the sum of six hundred pounds, lawful money, to be paid to said Treasurer upon condition that the petitioner, the said Isaac Fellows, doth not prosecute his said petition to effect and shall not answer all damages if he make's not his plea good.

[138] Upon the memorial of Timothy Hale of Glastonbury, shewing to this Assembly that he is possessed of a small quantity of the bills of this Colony emitted in 1740 and 1744, amounting to £7 1 0, old tenor, and that the same has many years remained in his possession undiscovered by him and the

Treasurer supposes himself not authorized to exchange the same without the directions of this Hon^ble^ Assembly; praying that the Treasurer may be ordered to exchange said sum with the memorialist and allow him such sums in lawful money as is the value thereof: Resolved by this Assembly, that the Treasurer of this Colony is hereby ordered to exchange the said sum of £7 1 0, old tenor bills of this Colony emitted in 1740, 1744, with the said memorialist, and allow him such sum in lawful money as is the value thereof.

Upon the memorial of Nathaniel Loomiss of Windsor, executor of the last will and testament of Job Loomiss jun^r^ late of said Windsor, deceas'd, shewing that Job Loomiss, father to the said Job Loomiss jun^r^, who is also deceas'd, did in and by his last will and testament appoint the said Job Loomiss jun^r^ executor thereof, and the said Job the elder soon after deceas'd living said Job jun^r^, who accepted said trust and proceeded to settle said estate and obtained a certificate from the clerk of probate for the district of Hartford shewing that the debts and charges due from the estate of said deceas'd surmount the moveable estate of said deceas'd the sum of twenty-four pounds nine shillings and nine pence, lawful money, for the payment whereof the said Job the elder made no provision in his last will, but it so happened that before anything was had or done thereon he, the said Job the younger, died, having first made and published his last will and testament and therein appointed the memorialist executor thereof, and the memorialist praying for liberty to make sale of so much of the real estate of the said Job Loomiss the elder as will raise the said sum of £24 9 9, lawful money, with the incident charges of such sale &c., as per memorial &c.: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted unto him, to make sale of so much of the real estate of the said Job the elder as will raise said sum of twenty-four pounds nine shillings and nine pence, lawful money, together with the incident charges of such sale; taking the direction of the court of probate for the district of Hartford therein.

Upon the memorial of Eliakim Perry, of Norwich in the county of New London, shewing to this Assembly that his son, Seth Perry of said Norwich, had counterfeited a forty-shilling bill of this Colony emission by altering a true five-shilling bill to a forty, and passed said bill as and for a true bill, and that said Seth had absconded &c.; praying the liberty of this Assembly that said Seth might be permitted to return and dwell with his family and not be subjected to a

legal prosecution for his said offence on procuring bond for his good behaviour &c., as per memorial on file: Resolved by this Assembly, that the said Seth Perry shall not be liable and subjected to any prosecution, sentence or judgment against him in any court of law for or on account of his making and passing said counterfeit bill of forty shillings as aforesaid: provided the said Seth Perry procure good and sufficient bond to the Treasurer of this Colony for his good and peaceable behaviour during the pleasure of this Assembly, and also that he pay all cost and charge that hath happened, arisen or been incurred in endeavouring to take said Seth and bring him to justice, or by any other means in consequence of his having altered said counterfeit bill: such bond to be taken and said cost to be taxed by the superior court to be holden in the county of New London on the fourth Tuesday of September next.

Upon the memorial of William Morgan of Groton, shewing to this Assembly that in the year 1762 Oliver Woodbridge was appointed collector of the Colony tax for said town and that the memorialist became surety to said town for said Woodbridge; that said Woodbridge failed largely in arrear and there is now due £111 6 3, principal sums; praying time to pay &c., as per memorial on file: Resolved by this Assembly, that on the memorialist's giving bond to the Colony Treasurer with one sufficient surety for the said sum of £111 6 3, principal, and the interest thereon grown due, payable in one year from the 20th of May instant, and on interest, the Treasurer discharge said tax due from said town in said year.

Upon the memorial of Richard Smith &c., praying for a new highway through the towns of New Hartford, Barkhemsted and Colebrook &c., Colo. John Pitkin, Colo. Elizur Talcott and William Wells, Esq^{r}, were appointed a committee by the General Assembly in October last, to view said road, hear all parties, and on finding said road necessary, to lay the same out &c., and make report; which commission hath not been executed, and Colo. John Pitkin not being able to attend on said business, and it being necessary the same should be done immediately &c.: Resolved by this Assembly, that Colo. Elizur Talcott, William Wells, Esq^{r}, and Capt. Thomas Belding be and they are hereby appointed a committee on said memorial, with the same instructions, powers &c. as was given to the committee which was appointed in October last, and to make report to this or the next Assembly.

On the memorial of Elizabeth Lord: Granted, that the

memorialist give publick notice to all the creditors to said deceas'd, by advertising in one or more of the publick newspapers of this Colony for the space of six weeks successively, [139] to appear || and take administration on the estate of said deceas'd, or that they appear before the General Assembly to be holden at New Haven in October next, if they see cause, to shew reason, if any they have, why the prayer of said memorial should not be granted; and that the memorial be continued to the session of the General Assembly in October next.

Upon the memorial of Philena Whiting, of New London in the county of New London, administratrix on the estate of Colo. John Whiting late of said New London, deceas'd, shewing to this Assembly that the debts due from the estate of said deceas'd surmount the personal estate of said deceas'd the sum of £412 18 7, and praying that some meet person might be appointed and authorized to make sale of so much of the real estate of said deceas'd as shall be sufficient to raise said sum with incident charges &c., as per memorial on file: Resolved by this Assembly, that the said Philena Whiting, administratrix, be and she is hereby appointed, authorized and fully impowered, to make sale of so much of the real estate of said deceas'd as shall be sufficient to raise said sum of £412 18 7 with incident charges arising on such sale; taking the direction of the court of probate for the district of New London therein.

Upon the memorial of Timothy Larrabee and others, inhabitants of the towns of Windham, Lebanon, Coventry and Mansfield, citing the town of Windham and shewing to this Assembly the convenience and necessity of having two good convenient cart-bridges built and maintained, one over Shatucket River on the road leading from said Windham to Hartford, at the place where the bridge lately stood called the old town bridge, and the other over Willimantick River at the place where the iron-works bridge, so called, lately stood, both within said town of Windham; praying that the inhabitants of said town of Windham may be enjoined to build and maintain said bridges &c., as per memorial on file: Resolved by this Assembly, that the inhabitants of said town of Windham shall at their proper cost build and maintain good and sufficient cart-bridges at or near each of the places aforesaid, and they are hereby enjoined and ordered to build the same as soon as conveniently may be fit for the accommodation of travellers and teams and carriages to pass over said rivers.

Whereas the petition of Ebenezer Grant against Chester Wells was called out and entered no appearance in the files of this Assembly, which happened by reason of the indisposition of the petitioner's attorney who now moves for a revival of the same &c.: Resolved by this Assembly, that the parties to said petition be again called to answer, and that the petitioner have liberty to proceed therein and be heard thereon as though no such entry had been made as aforesaid.

Upon the memorial of Gold Selleck Silliman, shewing to this Assembly that at New Haven in January last he lost or had taken out of his pocket (which he never certainly knew) a brown paper wrapper containing one forty-shilling bill dated 4th March, 1762, two forty-shilling bills dated 10th May, 1770, three half-crown bills of the same date, all lawful money bills emitted by this Colony, and that he afterwards found the same bills in the hands of a negro servant torn all to pieces, and that enough of each of said bills were collected to know of what denomination each bill is, but that they are rendered unfit to pass; praying for relief &c., as per memorial on file: Resolved by this Assembly, that upon the memorialist's returning said broken bills into the hands of the Treasurer of this Colony, the memorialist shall receive out of the Colony treasury the value of said bills, being £7 1 10½, lawful money, in the whole; and said Treasurer is hereby directed to pay the same accordingly.

Upon the memorial of Mathew Talcott, Esq^{r}, and George Philips and others, inhabitants of the towns lying upon and adjoining to Connecticut River, representing to this Assembly that the navigation into and out of said river is difficult, expensive and dangerous, by reason of bars and shoals of sand not sufficiently described and known at the mouth of said river, and that buoys and water-marks may be erected and maintained on said bars and shoals so as to render easy, safe and cheap the navigation into and out of said river &c., &c., as per memorial: Resolved by this Assembly, that the memorialists have liberty, and they are hereby impowered, to set up and carry on a lottery or lotteries amounting to such a sum as by drawing at least ten *per cent.* out of each prize or out of the whole may raise the sum of three hundred and thirty-seven pounds, and that the managers and each and every of them shall be liable and answerable for the payment of every prize-ticket that shall be signed by them or either of them for the sum each ticket shall draw; and that the sum of three hundred pounds that shall be raised by said lottery be paid by them into the hands of a committee or

company hereafter to be appointed for the carrying said de-
[140] sign into execution, and thirty-seven ‖ pounds thereof to Capt. Abner Parker. And Mathew Talcott, Esq^{r}, Richard Alsop and [John] Stocking, of Midletown, Samuel Olcott and John Chenevard, of Hartford, and Ebenezer Plummer of Glastonbury, and Silas Dean of Weathersfield, or any three of them, are hereby appointed managers and directors of the said lottery or lotteries and shall be sworn to the faithful discharge of the trust, and they are hereby impowered to plan and dispose the scheme of the lottery and method to manage and order the same according to their best skill and judgment, taking care that publick notice be given of the time and place of drawing the same: provided nevertheless, that no lottery shall be set up in consequence of this act until the 6th day of June, 1773. And if the said sum is not raised and the tickets cannot be sold, the managers shall return to the adventurers the money paid for the tickets. And the said managers are hereby enabled and directed to determine in case of any dispute touching the property of any benefit ticket. And the managers shall give publick notice as soon as may be of the prizes, and shall pay off such prizes in thirty days after such notice: provided nevertheless, all benefit tickets or prizes not claimed in twelve months after the drawing such lottery and publick notice of the prizes drawn being given shall be deemed and considered as generously given to further and promote said design, and be paid over and applied accordingly. And all persons are hereby informed and made to know, that if they become adventurers in said lottery, they are to consider said managers only and not the Colony as responsible to them for whatever they may be intituled to receive in consequence of their adventuring in the same.

Upon the memorial of Isaac Johnson, of Wallingford in the county of New Haven, administrator *cum testamento annexo* on the goods and estate of Jeremiah Hull late of said Wallingford, deceas'd, praying for liberty to make sale of some part of the real estate of said deceas'd in said memorial mentioned, as by the same may appear: Resolved by this Assembly, that the memorialist be and he is hereby fully authorized and impowered to make sale of so much of the real estate of said deceas'd in said will for that purpose appointed and mentioned as shall be necessary to answer the sum of said judgment recovered by Enos Benham and Anne his wife against the memorialist, and also for such sum as shall be allowed him by the court of probate for New Haven

district for his expences in said suit, under the direction of said court of probate.

Upon the petition of John Brown now confined in Litchfield county goal under sentence of death,* praying for the interposal of this Assembly: Resolved and granted by this Assembly, that the consideration of this memorial be referred and the same is hereby referred to the General Assembly to be holden at New Haven on the second Thursday of October next, and that the prisoner, the said John Brown, be and he is hereby reprieved and his execution stayed until the first Wednesday in December next, of which the sheriffs in this Colony are to take notice and give due obedience thereto.

Upon the memorial of Moses Paul, an Indian, confined in New Haven county goal under sentence of death for the murder of Moses Cook, deceased, representing that the time of his execution draws nigh, and praying that his execution may be respited for a longer time to give him time to prepare for death &c., as per memorial on file: Resolved by this Assembly, that the execution of said Moses Paul be and the same is hereby ordered to be stayed and respited until the first Wednesday in September next; and the warrant already for his execution is hereby suspended accordingly, and the sheriff of New Haven county is hereby directed to conform to this order, and the superior court are also hereby directed to issue their warrant for his execution on said first Wednesday in September accordingly.

Upon the memorial of Samuel Chapman and Elisha Steele, Esq^{r}, shewing that they are the trustees chosen and appointed of the credits and estate of George Caldwell of said Hartford, an insolvent debtor; that there are many debts due to the said George in his own name and in company with Charles Caldwell, all of which are the property of the said George; praying to be impowered to recover said debts for the benefit of his creditors &c., as per memorial &c.: Resolved by this Assembly, that said trustees be and they are hereby appointed and fully impowered to sue for and recover all the debts, credits and monies due to the said George and to said company being the property of said George, and to pursue and prosecute any action in their own names for the recovery thereof, and when recovered to divide and distribute the same to and among his said creditors.

* He was tried at the February term of the Superior Court at Litchfield for the third offence of burglary, convicted and sentenced to be hanged July 1st.

[141] Upon the memorial of Sadoce Wilcox, of Symsbury in Hartford county, representing to this Assembly that some time in the month of November last he, the memoralist, discovered and dêtected one Jechonias Holcomb of said Symsbury of uttering and putting off certain counterfeit bills of credit of the Province of New Jersey, knowing the same to be false and counterfeit, and soon afterward tendered him, the said Jechonias, to Mr. Justice Owen, who ordered that he should be bound with surety to appear before the superior court held at Hartford in March last past, and that at said superior court the said Jechonias was admitted and improved as a witness against John Smith and Timothy Adams, and that by means of the said Jechonias being taken and improved as a witness, as aforesaid, the said Jechonias saved himself from a conviction of said crime and the memorialist lost the premium of ten pounds for detecting the said Jechonias &c., and praying this Assembly to grant him, the memorialist, the premium by law allowed for the detecting of passing false and counterfeit bills &c., or such other sum as should be thought fit &c., as per memorial &c.: Whereupon it is resolved and ordered by this Assembly, that the said Sadoce Wilcox shall receive out of the publick treasury of this Colony the sum of five pounds, lawful money, as a premium for his said service; and the Treasurer is hereby ordered and directed to pay the same out of the publick treasury of this Colony.

Upon the memorial of Jacob Woodruff, of Litchfield in Litchfield county, Esq^{r}, shewing to this Assembly that he did by mistake over-pay the Treasurer of this Colony the sum of £3 17 7½ in the excise money that was due from said town of Litchfield in January, 1760; praying for relief &c.; and a committee having been appointed and found the truth of the facts set forth in said memorial: Whereupon it is resolved by this Assembly, that the Treasurer pay and he is hereby ordered to pay to said Woodruff the aforesaid sum of £3 17 7½, lawful money, and to subduct said sum from the whole amount of the excise money on which interest is paid to said town of Litchfield, so that the interest arising on said sum of £3 17 7½ be not henceforth paid to said town of Litchfield.

Upon the memorial of Samuel Pettibone, of Goshen in Litchfield county, representing to this Assembly that he is indebted to the Governor and Company of this Colony by judgment of court; that some time past he conveyed away all his estate, which is much more than sufficient to pay said

debt, for the payment thereof to one Asa Gillett, who refuses to pay the same, and that he has bro't a suit against said Gillett, which is now depending in the superior court; praying that execution might be stayed &c.: Resolved by this Assembly, that said execution be stayed until the final determination of said cause bro't by said Pettibone for the recovery of said estate, upon his, the said Pettibone's, giving his obligation for the payment of the interest of said debt due to said Colony in the mean time; which obligation the said Treasurer is hereby ordered to take and to stay said execution accordingly.

On the memorial of William Warren junr, administrator with the will annexed on the estate of Deborah Risley late of Hartford in the district of Hartford, deceas'd, for liberty to sell some of the real estate of the said deceas'd to the amount of £44 11 8½, money, to discharge the debts due from said estate, as per memorial on file &c.: Resolved by this Assembly, that the memorialist have liberty and it is hereby granted to the said memorialist, to sell the real estate of the said deceas'd to the amount of £44 11 8½, lawful money, to defray the debts and charges due from said estate with incident charges of sale; taking the advice of the court of probate in the district of Hartford therein.

Upon the memorial of Peter Betts of Norwalk, shewing to this Assembly that in the year 1763 he was collector of the Colony tax within the town of Norwalk for said year, and that Joseph Talcott, Esqr, then Treasurer of this Colony, drew an order on the memorialist in favour of the selectmen of said Norwalk for the sum of five pounds, which sum he hath accordingly paid but hath never had any allowance therefor in his account with the Treasurer; and that he was also in the year 1761 collector of the Colony tax in said town and settled and paid the whole of said tax to said Treasurer and took his receipt therefor, but it so happened that the Auditors appointed to settle the Colony accounts examined the memorialist's account for said year 1761, and by mistake found balance of about seven pounds due to the Colony from the memorialist, when at the same time the whole was paid to said Treasurer, by means whereof the memorialist is exposed to pay the same over again, and praying for relief, as per memorial on file: Resolved by this Assembly, that the memorialist be allowed and paid out of the Colony treasury the sum of £5 7 2¾, and the Treasurer of this Colony is hereby ordered and directed to pay the same.

[142] Upon the memorial of Ebenezer Jones of Coventry,

shewing to this Assembly that in the year 1764 he was collector of the Colony tax, and in 1767 he had collected a large sum and £60 0 0 thereof was taken away and lost, unknown to him; praying time to pay &c.: Resolved by this Assembly, that on the memorialist giving bond with surety for the balance due on said rate with interest and cost, that said rate be ballanced and all proceedings stayed: said bond to be payable in twelve months.

Upon the memorial of Roswell Mills of East Windsor, administrator of the estate of Jonah Loomiss of said East Windsor, deceas'd, shewing to this Assembly that the debts and charges with some provisions spent in the family and allowed by the court of probate surmount the moveable estate the sum of £124 14 6½, lawful money; praying for liberty to sell so much of the real estate as to raise said sum of £124 14 6½, lawful money, as per memorial on file: Resolved by this Assembly, that liberty be given and liberty and authority is hereby given to said Roswell Mills, to sell so much of the real estate of said deceas'd as to raise said sum of £124 14 6½, lawful money, with the incident charges of sale; taking directions of the court of probate for the district of Hartford therein.

Whereas it is represented to this Assembly that Ebenezer Hurlbutt, Abraham Curtiss and William Midleton, all of Suffield, became bound to the Treasurer of this Colony in a recognizance of eighty pounds, money, before Alexander King, justice of peace for Hartford county, conditioned that one William Hurlburt of said Suffield should appear before the superior court held at said Hartford on the first Tuesday of September last, to answer to a complaint exhibited against him for counterfeiting bills of credit &c., which William Hurlbutt did not appear, and that thereupon said bond became forfeited, on which judgment execution has since been had, and the said Curtiss and Midleton have been committed to Hartford county goal by said execution, and that said Midleton having taken the oath provided for poor prisoners and no money being left for his support he is gone out of said goal, and that said Curtiss is now moving to have said oath administered to him, and that it is supposed he has been guilty of undue practice in putting his estate out of his hands, and that said Ebenezer Hurlbutt has not estate to pay more than about £25 0 0 of said execution, which sum he proposes and offers to give his security for to the Colony Treasurer if the levying the execution on him may be suspended, the same not being yet levyed on him: Resolved by

this Assembly, that the King's Attorney of Hartford county be and he is hereby directed to take his security for said sum payable to the Colony Treasurer within one year from the rising of this Assembly, and thereupon suspend the levying said execution on the body of said Ebenezer Hurlbutt till further orders. And in case said Curtiss is admitted to take the oath provided by law for poor prisoners, then said attorney is hereby directed to enquire into the circumstances of his estate and his conveying the same, and if on such enquiry it shall appear that there are any vestiges of fraud attending the same, in such case said attorney is hereby directed to provide for his maintenance in goal on the expence of this Colony until he shall be otherwise ordered by this Assembly.

Upon the memorial of Josiah Olcott and others, living in that part of the third society in Hartford called the Five Mile, representing to this Assembly that their distance from the place of publick worship was such that they and their families could not attend &c., praying for a committee to view their circumstances, situation &c., and determine where a dividing line should be drawn to fix the western extension of said five mile &c.; on which memorial Daniel Sherman, William Hillhouse and Samuel Selden, Esq[rs], were appointed a committee to repair to said third society, view the same, hear the parties, make report &c.; which committee after having viewed, heard &c. made report to this Assembly that it was necessary to make and constitute a new ecclesiastical society on the easterly part of said third society, and that the western bounds of said new society be a line drawn parallel to the western line of the town of Bolton at the distance of five miles and a half from said town, bounded southerly on Glastonbury, northerly on East Windsor and Easterly on said Bolton five mile and half from said town, as by report &c. on file: Resolved by this Assembly, that the inhabitants of said third society of Hartford living east of a line drawn across said third society five miles and a half distant from said town of Bolton and parallel with the west line of said town, their families and estates, bounding northerly on East Windsor, southerly on Glastonbury, easterly on said Bolton, and westerly on a line drawn as aforesaid, be and they are hereby made and constituted a distinct ecclesiastical society, by the name of Orford*; and they are hereby invested with all the powers, privileges and immunities which other ecclesiastical societies in this Colony by law have.

*It seems that it had been proposed to call it Charlotte, after the Queen. *Eccl.* xiv. 109.

[143] Upon the memorial of Elisha Seymour of Hartford, shewing that he had a bill of abatement granted him of sundry rates in his hands as a collector of the Colony tax for the sum of £15 7 4, lawful money; that he delivered the same to the Auditors and the same is lost and mislaid, and he hath not been allowed for the same &c., as per memorial &c.: Resolved by this Assembly, that John Pitkin, Benjamin Payne and Capt. Russell Woodbridge be a committee to enquire into the matters alledged in said memorial and report the same with their opinion thereon to the General Assembly in October next.

Upon the memorial of Nehemiah Eastabrook and Experience Storrs, shewing to this Assembly that they gave their obligation to the Treasurer of this Colony for the sum of £232 2 2, lawful money, payable the first day of November last; that said sum was to balance the rate of a negligent collector in the town of Mansfield, whose lands have been taken by the selectmen of said town and mostly sold, and about £74 0 0 of the money paid to said Treasurer; that the sum remaining due on said bond cannot at present be raised from the aforesaid sale of said lands; praying this Assembly that the Treasurer may be directed to forbear putting said bond in suit until the first day of February next, as per memorial on file: Resolved by this Assembly, that the Treasurer forbear putting said bond in suit until after the first day of February next.

Upon the memorial of Caleb Hall 2d, of Wallingford in the county of New Haven, shewing to this Assembly that in December, 1754, as sheriff's deputy he attached one Elijah Negus, took bail &c., and afterwards paid said debt himself and caused an *alias* execution to be levyed on the land of said Negus: Samuel Bishop jun^{r}, Esq^{r}, Messrs. Stephen Ball and Oliver Stanley are appointed a committee to enquire into the several matters alledged in said memorial and their report to make with their opinion to this Assembly in October next.

Upon the memorial of Peletiah Mills, administrator on the estate of Joseph Nash late of Windsor, deceas'd, representing to this Assembly that the debts and charges due from the estate of said deceas'd surmount the moveable part of said estate the sum of £96 3 6, lawful money; praying for liberty to sell so much of the real estate of said deceas'd as shall be sufficient to pay said sum together with the incident charge of such sale, as per memorial on file appears: Resolved by this Assembly, that the memorialist have liberty, and liberty and authority is hereby granted unto him, to sell so much of

said estate as shall be sufficient to pay said sum of £96 3 6, lawful money, together with the incident charge of such sale; taking the direction of the court of probate for the district of Hartford therein.

Upon the memorial of William Williams and the rest of the selectmen of Lebanon preferred to this Assembly, representing that Seth Bartlett, a collector of the Colony rates in and for said town, being in arrear on said rates in about the sum of £550 0 0, lawful money, payable in December, 1763, and December, 1764, for which the Treasurer had issued his executions, with which said Bartlett being hard pressed by the sheriff of Hartford county and about to be committed to goal thereon, the memorialists to serve him, said collector, and save the interest of the Colony interposed and became surety to the sheriff and the Colony treasury, and have since caused payments to be made to said Treasurer, so that there remains due on said rates less than £300 0*s.* 0*d.*, and have taken a deed of all said Bartlett's real estate, which they fear is not sufficient to discharge the same, and have notwithstanding executed their bond to said Treasurer conditioned for the payment of the full and whole sums due and owing from said Bartlett to said Treasurer on said rates, and have not yet been able to dispose of more than £90 0 0 value of said estate, and which is not payable till December next; praying that said Treasurer be directed to receive said bond, discharge said execution and said rate, and for time to convert said real estate into money &c., as per memorial on file: Resolved by this Assembly, that the Treasurer of this Colony be and he is hereby ordered to receive said bond for the use of the Colony and thereon discharge said executions and fully credit said Bartlet on said rates, and that he do not commence or prosecute any suit on said bond within one year from and after the rising of this Assembly: to the end said selectmen may have time to convert said real estate into money for the payment of said arrears.

Upon the memorial of Samuel Smith of Farmington, shewing to this Assembly that the Rev[d] Jared Eliott late of Killingworth, deceas'd, sold and conveyed unto Joseph Smith then of Farmington, father of the memorialist, a lot of land situate in said Farmington, by deed dated November 28th, 1753, and therein described the said lands to be the 52d lot [144] in the fourth || tier of lots, and to be laid out on the right of the widow Orviss, and said Joseph gave a deed thereof to the memorialist, and that said Eliott by meer mistake described the same to be in the 4th when in fact the

fifth tier was meant and intended; praying for relief &c. as per memorial on file; and Aaron Eliott, Esq^{r}, guardian to the devisees of the said Jared's land in said Farmington, appearing consented to the prayer of said memorial: Resolved by this Assembly, that Aaron Eliott, Esq^{r}, be and he is hereby impowered to give and execute a deed of release of the title of the said Jared to the said 52d lot of land in the 5th tier of lots in said Farmington to the memorialist, and that the heirs of said Jared shall be estop'd to claim any interest in said lot so to be conveyed by force of any title derived to them from said Jared deceas'd; and upon said deed's being executed as aforesaid by said Aaron Eliott all persons claiming any interest in the covenants in the said deed from said Jared shall be forever debarred of any recovery thereon.

Upon the memorial of Judah Holcomb, Esq^{r}, of Symsbury, and others, shewing to this Assembly that there is necessity of a tavern to be appointed on the road leading from Symsbury to Granville in the wedge of land, so called, lying in this Colony; that the said wedge is not within any town in this Colony, and thereupon praying that this Assembly would appoint some suitable person to keep a house of publick entertainment for the accomodation of travellers, as per memorial &c.: Resolved by this Assembly, that John Gillett of the said wedge of land have liberty, and liberty is hereby granted him, to keep a house of entertainment to accommodate travellers the year ensuing, upon his giving bond before the county court for the county of Hartford as by law is provided for the regulating of houses of publick entertainment.

Upon the memorial of Seth Wright, of Lebanon in the county and district of Windham, shewing that he was several years since by the court of probate for said district appointed guardian of the person and estate of one Zelpha Newcomb, an orphan daughter of Jonathan Newcomb late of said Lebanon, deceas'd, an impotent child; that he hath expended for her support the sum of £27 8 0, lawful money, more than the amount of her personal or moveable estate; that she hath no other estate than a small fulling-mill and about one acre of land, which was apprized at less than £30 0 0, lawful money; praying to be impowered to sell said real estate to enable him to defray the expence as aforesaid, as per memorial on file: Resolved by this Assembly, that the memorialist be and he is hereby authorized and impowered to sell and dispose the said fulling-mill, land, and appurte-

nances and privileges thereto belonging, for the purpose of defraying said expence and the incident charge of said sale; taking the direction of and rendering his account to the court of probate in said district; and if any overplus of said debt and cost should be produced by said sale, the same to be under the direction of said court for the said Zilpha's further support.

Upon the memorial of Constant Kirtland, of Wallingford in the county of New Haven, in behalf of the selectmen and the town of said Wallingford, and also in behalf of the wardens, vestry and members of the Church of England in said Wallingford, representing to this Assembly that one James Hartford, a native of Ireland, having acquired a small interest and resided some time in Wallingford went into his Majesty's service and left the care of his estate to the care of Capt. Titus Brocket, and gave orders to said Brockett to put out the same at interest. In case he, the said Hartford, never returned he disposed of the same the one half to the members of the Church of England in said Wallingford for the use of said church, and the other half to the use and support of the poor in said town, and that said estate amounts to about the sum of fifty pounds; praying that said bequest may be established and the memorialist be authorized to pay over and deliver the same accordingly &c., as per memorial on file: Resolved by this Assembly, that the memorialist be authorized and he is hereby authorized and impowered, to pay and deliver over the estate of said Hartford in his hands, the one half to the selectmen of Wallingford for the use of the poor of said town forever, and the other half to the proper officers of the Church of England in said town for the use of said church forever: they, the said selectmen and church officers first lodging sufficient bonds with the judge of probate in and for the district of New Haven, which bond said court of probate is authorized and directed to receive, to respond the value of said estate by them respectively received to any lawful heir or creditor, if any such shall appear, and make good a title thereto.

[145] The Sums Total of the Additions (single and fourfold) to the Lists of the several Towns in this Colony sent in to this Assembly are as follow, viz:

	Single.			Fourfold.				Single.			Fourfold.		
Hartford,	£302	5s.	0d.	£20	0s.	0d.	Saybrook,	£364	5s.	6d.	£46	2s.	0d.
Farmington,	304	4	0	1853	2	8	Preston,	317	7	0	336	8	0
Bolton,	131	9	0	12	0	0	Fairfield,	1162	1	6	695	7	0
Somers,	188	0	0	0	0	0	Stratford,	765	7	4	0	0	0
Glastonbury,	374	3	10	0	0	0	Greenwich,	1049	18	0	887	0	0
Stafford,	64	3	0	0	0	0	Ridgfield,	132	18	6	0	0	0
Weathersfield,	616	11	0	49	4	0	Norwalk,	107	12	9	615	16	0
Chatham,	54	9	0	113	4	0	Stamford,	628	0	0	1107	8	0
Suffield,	357	18	0	0	0	0	Redding,	387	39	5½	329	0	0

	Single.	Fourfold.		Single.	Fourfold.
Midletown,	1050 0 0	0 0 0	Newtown,	561 3 0	0 0 0
Windsor,	300 5 1	296 5 0	Danbury,	0 0 0	407 3 0
East Hadam,	487 10 0	0 0 0	Windham,	1208 4 0	489 6 0
Hebron,	799 5 0	333 8 0	Coventry,	103 12 0	0 0 0
Willington,	232 17 6	118 16 6	Voluntown,	374 2 0	0 0 0
Colchester,	718 8 0	655 19 0	Woodstock,	266 0 0	0 0 0
East Windsor,	1371 12 0	0 0 0	Mansfield,	78 5 6	13 0 0
Tolland,	269 17 0	137 4 0	Canterbury,	897 15 0	747 15 0
Enfield,	426 18 0	55 8 0	Lebanon,	973 2 6	161 12 0
Hadam,	546 4 3	229 6 0	Plainfield,	192 14 0	0 0 0
Symsbury,	0 0 0	0 0 0	Pomfrett,	307 5 0	32 16 0
New Haven,	1265 17 0	815 10 4	Ashford,	754 17 0	0 0 0
Guilford,	0 0 0	36 16 0	Killingley,	283 10 0	0 0 0
Wallingford,	758 1 0	354 16 0	Litchfield,	616 16 0	380 8 0
Waterbury,	330 10 0	64 16 0	Woodbury,	732 16 7	534 10 0
Milford,	925 4 11	138 10 6	Harwington,	231 18 0	0 0 0
Darby,	528 0 9	0 0 0	Torrington,	299 7 0	11 4 0
Durham,	59 0 0	7 3 3	Sharon,	445 12 0	0 0 0
Branford,	642 7 7	0 0 0	Salisbury,	972 17 0	0 0 0
New London,	203 10 0	0 0 0	New Milford,	647 2 9	0 0 0
Norwich,	3097 18 0	0 0 0	Canaan,	681 19 0	0 0 0
Lyme,	108 12 0	140 0 0	Cornwell,	368 12 6	26 0 0
Groton,	1392 4 6	533 0 0	Kent,	411 0 0	0 0 0
Stonington,	503 12 6	1470 14 0	New Hartford,	56 16 0	6 9 6
Killingworth,	0 0 0	160 0 0	Goshen,	625 13 0	0 0 0

To the Hon^ble^ General Assembly now sitting: The memorial of Nathaniel Jones of Saybrook humbly sheweth,

That he was collector of the Colony rates for many years, and he is now in arrear about £120 0 0, occasioned by that sum being stolen from him, and he is much distressed to raise said monies, and therefore humbly prays your Honors so far to commiserate his unhappy circumstances as to take his bond with surety, payable in two years without interest, and he, as in duty bound &c.

Dated in Hartford June 4th, 1772. NATHANIEL JONES.

On this memorial granted that on the memorialist's giving bond for the principal sum due, exclusive of interest, from him on said rates with sufficient surety to the Treasurer to the acceptance of the Hon^ble^ Mathew Griswold, Esq^r^, payable in two years from the first of June instant without interest, that the said rates be discharged.

[146] Upon the petition of John Benton, of Hartford in Hartford county, against Asa Benton and Elizabeth Benton of said Hartford, administrators on the estate of Ebenezer Benton of said Hartford, deceas'd, praying for an allowance of an old outlawed account against said Ebenezer's estate &c., as per petition on file, John Pitkin, Josiah Bissell, Esq^rs^, and Capt. John Keith, a committee of this Assembly appointed in May last to examine into the facts alledged in said petition and report according to law having made their report to this Assembly in October last of the facts they found on said petition with their opinion thereon, that there is nothing in equity due from the estate of said Ebenezer deceased to said John on account of the several matters alledged in said petition, as per report on file &c., which report was continued to

this time and now accepted by this Assembly &c.: Resolved by this Assembly, that said petitioner take nothing by said bill, and that the same be dismissed, and that he pay the cost that he hath put said administrators to in their defence in the premises. *Cost* £3 8 2, *L. money. Ex. granted Jan.* 31*st*, 1774.

On the petition of Hezekiah Sabin and Joseph Trowbridge jun^{r}, both of New Haven in the county of New Haven, *vs.* Daniel Talmage of New Haven aforesaid, dated September 23d, 1771, as on file, by continuance from the General Assembly in October last: The question was now put, whether the plea offered by the respondent in abatement of said petition is sufficient to abate the same: Resolved by this Assembly in the affirmative.

On the petition of Nathaniel Collins, minister of the gospel in the second society in the town of Enfield in the county of Hartford, and the brethren of the church in said second society, and the rest of the inhabitants of said society, *vs.* Simeon Field, one of the principal inhabitants of the first society in said Enfield, and the rest of the inhabitants of said society, dated April 29th, 1771, as on file, by continuance from the session of this Assembly in October last: The question was put, whether the pleas offered by the respondent in abatement of said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative.

On the petition of Isaac Hall and Amos Camp, of the society of Meriden in Wallingford in the county of New Haven, and others the minor party in said society who were authorized to meet among themselves for divine worship by the General Assembly in October, 1769, *vs.* Josiah Robinson, one of the principal inhabitants of the society of Meriden aforesaid, and the rest of the inhabitants of said society, dated September 20th, 1770, as on file, by continuance from the session of this Assembly in October last: The question was now put, whether the prayer of said petition should be granted: Resolved by this Assembly in the negative.

On the petition of Don Manuel de Valladores, of Cadiz in the Kingdom of Spain, Don Francisco Xavier de Arriola, of the Havannah in the island of Cuba, and Don Juan de Campderros, of Barcelona in the Kingdom aforesaid, subjects of his Catholick Majesty the King of Spain, *vs.* Don Gabriel Sistare of the Kingdom of Spain, now resident in New London in the county of New London, dated April 30th, 1772, as on file: The question was put, whether the prayer of the said

petition should be granted: Resolved by this Assembly in the negative.

On the petition of Nathaniel Sherman, of the town and county of New Haven, clerk, *vs.* Capt. Samuel Atwater, a principal inhabitant of the society of Mount Carmel in said town of New Haven, and the rest of the inhabitants of said society, dated September 9th, 1771, as on file, by continuance from the session of this Assembly in October last: The question was now put, whether the pleas offered on the part of the respondents in abatement of said petition are sufficient to abate the same: Resolved by this Assembly in the affirmative.

The report of a committee, *viz.* John Chester, Alexander Wolcott and Elisha Williams, Esq[rs], appointed to examine into the matters alledged and complained of in a certain petition preferred by William Pitkin jun[r], Esq[r], of Hartford in the county of Hartford, against Seth Wetmore, Esq[r], of Middletown in the county aforesaid, on file, dated May 4th, 1768, was now made to this Assembly under the hands of said committee in the premises, as on file; and the question was put, whether the said report of the committee aforesaid should be accepted: Resolved by this Assembly in the negative.

[147] This Assembly grants to his Hon[r] Governor Trumbull the sum of one hundred and fifty pounds, lawful money, for the first half of his salary the current year.

This Assembly grants to the Hon[ble] Deputy Governor Griswold the sum of fifty pounds, lawful money, for the first half of his salary the current year.

This Assembly grants to John Lawrence, Esq[r], Treasurer of this Colony, the sum of one hundred and sixty pounds, lawful money, for his salary the year passed.

This Assembly grants to George Wyllys, Esq[r], Secretary of this Colony, the sum of twenty pounds, lawful money, for his salary the year passed.

This Assembly do grant unto Capt. Titus Hurlbut of New London three pound, lawful money, for his service in taking care of the government stores in the battery at New London and hoisting the government flag &c., the year past; and the Treasurer is ordered to pay the same accordingly.

This Assembly grants to Doct[r] Johnson, Colo. Hamlin and Colo. Wyllys three pounds, lawful money, each, for their service in assisting his Hon[r] the Governor in examining the state of the case relating to the western lands &c.

Resolved by this Assembly, That all matters and causes now depending and undetermined before this Assembly be and they are hereby referred to the consideration of this Assembly to be holden at New Haven on the second Thursday in October next.

This Assembly was adjourned by proclamation &c. until the Governor, or in his absence the Deputy Governor, shall see cause to call it to meet again.

Teste GEORGE WYLLYS, Secret^{ry}.

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[25] AT A MEETING OF THE GOVERNOR AND COUNCIL OF THE COLONY OF CONNECTICUT CONVENED AT HARTFORD ON THE SECOND THURSDAY OF MAY, 1772.

Present:

The Honorable Jonth Trumbull, Esq^{r}, *Governor.*
The Honorable Mathew Griswold, Esq^{r}, *Deputy Governor.*

Hez. Huntington, Esq^{r},	William Pitkin, Esq^{r},	*Assistants.*
Shubael Conant, Esq^{r},	Roger Sherman, Esq^{r},	
Elisha Shelden, Esq^{r},	Abraham Davenport, Esq^{r},	
Eliphalet Dyer, Esq^{r},	W^{m} Sam^{l} Johnson, Esq^{r},	
Jabez Huntington, Esq^{r},	Oliver Wolcott, Esq^{r},	

Upon the memorial of Charles Hollister, late of Glastonbury in the county of Hartford, now of a place called the Delaware Purchase, representing that ever since the year 1763, he hath been exercised as well personal as in his family but especially for several years past he hath been greatly exercised with a rheumatick disorder, for the recovery of which he returned to this part of the Colony among his friends, and after many months distress he hath so far recovered as to be able, tho' with much weakness, to return to his family; yet he is so far reduced as not to be able to support himself and his wife, who is now with him, in his return, as well as generally embarrassed in all his affairs by his aforesaid adversities; praying for liberty to ask the charity of so many christian societies in said Hartford county as may be thought fit, and that what may be collected by such charity be delivered to him to enable him to return and for the recovery of his said affairs, as per memorial on file &c.: Resolved and ordered, that the said Charles have liberty, and liberty is hereby granted to him, to ask the charity of the several societies in the towns of Wethersfield and Glastonbury and the parish of Kensington, and that what shall be collected in said several societies be delivered to said Charles for the purpose aforesaid.

The selectmen of Litchfield exhibited their account of sundries expended in supporting and doctoring one John Kelly, a transient person, amounting to the sum of £8 19 8, lawful money: Resolved, that said sum be paid to said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 4th June, 1772.*

[26] The selectmen of Wethersfield exhibited their account of sundries expended in supporting and doctoring John McDaniel, a transient person, amounting to the sum of seventeen pounds twelve shillings, lawful money: Resolved, that said sum be paid said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 4th June, 1772.*

The selectmen of Farmingtown exhibited their account of sundries expended in keeping and transporting Margaret Myrriss, a transient woman, amounting to sixteen shillings, lawful money: Resolved, that said sum be paid to said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 19th May, 1772.* Also 7*s.* 6*d.* for Willoughby Williams. *Order given 3d June, 1772.*

The selectmen of Plainfield exhibited their account of sundries expended in supporting Mary Pease, a transient person, amounting to £3 0 0, lawful money: Resolved, that said sum be paid to said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given on the Treasurer.*

Peter Burnham exhibited his account for supporting Patrick Irwin, amounting to £4 13 4; and David Williams exhibited his account for supporting said Irwin, amounting to £9 0 4, lawful money: Resolved, that said sums be severally paid said Burnham and Williams out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Orders given 3d June, 1772.*

Capt. Benj[a] Allyn exhibited his account for supporting Billy Mamanash, an Indian squaw, by order of the selectmen of Windsor, amounting to the sum of £4 6 6, lawful money: Resolved, that said sum be paid said Capt. Benj[a] Allyn out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 3d June, 1772.*

[27] John Camp of Fairfield exhibited his account for supporting John Johnston, wife and child, by order of the selectmen of said town, amounting to the sum of £4 1 4, lawful money: Resolved, that said [sum] be paid to said Camp out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 3d June, 1772.*

The selectmen of Groton exhibited their account for sundries expended in supporting David Alverson, one of the Colony's poor, amounting to the sum of £13 0 0, lawful money: Resolved, that said sum be paid said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 26th May, 1772.*

The selectmen of Milford exhibited their account of sundries expended in supporting Christiana Tola and child, transient persons, amounting to the sum of £15 6 6, lawful money: Resolved, that said sum be paid said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 26th May, 1772.*

The selectmen of Windham exhibited their account for supporting William Lynds, a transient person taken sick and lame in said town, *viz:* to Doct. Lee, £2 19 5, Henry Bass's bill allowed £3 10 0, John Howard's £1 16 10, Doct. Elderkin's bill 12*s.* 6*d.* lawful money: Resolved, that said sums be paid to the several persons abovenamed out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Orders given 3d June, 1772.*

[28] The selectmen of Woodstock exhibited their accounts of sundries expended in supporting a transient person, amounting to 15*s.*, also 10*s.* for supporting Asa Smith, a transient person, who were taken sick in said town: Resolved, that said sum be paid to said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Orders given 26th May, 1772.*

The selectmen of Woodbury exhibited their accounts of sundries expended in supporting and doctoring sundry transient persons: to Jonth Brooks 2 4 0, Doct. Graham 14*s.*, to Increase Morsley jun^{r} 2 4 5, to Barzillia Handy £3 6 4, to Peter Tues 1 12 6, lawful money: Resolved, that said several sums be paid to said persons abovenamed out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Orders given 26th May, 1772.*

The selectmen of Coventry exhibited their accounts for supporting Edward Jervis and William Sally, transient persons, *viz:* To Capt. Wm. Clark £2 16 6, to Abraham Burnap £1 2 0, to Eleazer Bingham £0 10 0, all lawful money: Resolved, that said sums be severally paid to the persons abovenamed out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Orders given 19th May, 1772.*

The selectmen of Guilford exhibited their account of sundries expended in supporting Huldah Levi and Charles Wright, amounting to the sum of £2 18 2, lawful money, in the whole: Resolved, that said sum be paid out of the public treasury to said selectmen, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 19th May, 1772.*

[29] The selectmen of Volingtown exhibited their account of sundries expended in supporting and doctoring Mary Pease, a transient person taken in travail in said town, *viz:* To Barnet Dixon £3 14 0, to Doct. Carpenter £1 13 7, lawful money: Resolved, that said several sums be paid said several persons out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Orders given 19th May, 1772.*

The selectmen of Goshen exhibited their account of sundries expended in supporting James Paterson, a transient who broke his arm in said town, *viz:* To Stephen Goodwin £2 2 4, to Doct Catling £7 1 6, lawful money: Resolved, that said several sums be paid to said several persons out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Orders given 26th May, 1772.*

The selectmen of Middletown exhibited their account of sundries expended in supporting Mary Paterson, a transient person, amounting to £5 4 0, lawful money: Resolved, that said sum be paid said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 18th May, 1772.*

The selectmen of Windsor exhibited their account for supporting Billy Mamanash, an Indian squaw, sick and lame, amounting to £5 9 0, lawful money: Resolved, that said sum be paid said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 26th May, 1772.*

The selectmen of Killingsworth exhibited their account for supporting John Johnson, a transient person, amounting to 18*s.* lawful money: Resolved, that said sum be paid said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 18th May, 1772.*

[30] The selectmen of Sharon exhibited their account of sundries expended in supporting Peter Gimbleton, one of the Colony's poor, *viz:* to John Beardsley £18 9 7½, to Doctor Simon Smith 21*s.* 9*d.*, lawful money: Resolved, that said several sums be paid said several persons out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 18th May, 1772.*

The selectmen of Norwalk exhibited their account of sundries expended [for supporting] sundry transient persons, amounting to £16 8 9, lawful money: Resolved, that said sum be paid said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 18th May, 1772.*

The selectmen of Lyme exhibited their account of sundries expended in supporting John Taylor, a transient person taken sick in said town, amounting to £4 17 0, lawful money: Resolved, that said sum be paid to said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly.

The selectmen of Ridgfield exhibited their account of expences in supporting George Wilkinson, a transient person, amounting to the sum of four pounds thirteen shillings, lawful money: Resolved, that the said sum be paid said selectmen out of the public treasury of this Colony, and the Treasurer is hereby ordered to pay the same accordingly. *Order given on the Treasurer &c.*

The selectmen of Mansfield exhibited their account of expences in supporting Susannah, an Indian squaw, amounting to the sum of £1 12 8, lawful money: Resolved, that said sum be paid said selectmen out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 19th May, 1772.*

[31] Doctor David Rogers exhibited his account for doctoring Henry Towl, a transient person, amounting to £1 2 5, lawful money: Resolved, that said sum be paid to said Doctor Rogers out of the public treasury, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 19th May, 1772.* Also £1 12

to Obadiah Platt for boarding said Towl. *Order given 19th May, 1772.*

Mr. Sheriff Williams exhibited his account for attending the General Assembly, providing cake, cyder &c. and sundry other disbursements, amounting to £21 4 9, lawful money: Resolved, that said sum be paid to said Sheriff Williams, and the Treasurer is hereby ordered to pay the same accordingly. *Order given 7 June, 1772.*

Upon the memorial of Ebenezer Bartlet &c., owners of a certain tract of land of about twenty acres lying in the town of Guilford on a creek or run of water called Mill Lot Creek or Great Plain Swamp, shewing to this Board that said land at certain seasons of the year by overflowing of said creek or run of water is rendered unprofitable in its present situation; praying that commissioners of sewers may be granted for the purpose of draining said land &c., as per memorial on file &c.: Resolved, that Joseph Cruttenden, Wm. Parmele and Joseph Pynchon be appointed Commissioners of Sewers, and they are hereby appointed and fully impowered with full authority to do and act every matter and thing according to the law in such case made and provided, and that they be commissioned accordingly.

Upon the memorial of Samuel Robinson and others, owners of three quarters of the meadow or marshy land lying on each side of the East Creek, so called, and extending up said creek so far as the salt marsh extends, shewing to this Board that said lands contain about one hundred acres, are so overflowed with water that they are rendered unprofitable, and that by damming and sluicing [32] said ‖ creek it [may] be rendered profitable &c.; praying that commissioners of sewers may be appointed with authority [to] dam and sluice said creek, as per memorial on file &c.: Resolved, that John Burgis, Esq^r, Messrs. Noah Fowler and Joseph Pynchon be appointed Commissioners of Sewers, and they are hereby appointed and fully authorized to do and act every matter and thing necessary for the purpose aforesaid according to law, and that they be commissioned accordingly.

Upon the memorial of Thomas Noble and others, owners [of] the major part in interest of the meadow or drowned land lying on Wood Creek, so called, said creek running through part of the town of Danbury, New Milford and New Fairfield; that the river or brook called Wood Creek originating from several ponds in New Fairfield and Danbury and runs various courses until it unites in one stream, then takes a northerly course until it empties itself into Ousetunnuck River above the town of New Milford, running through land in the main almost as low as the surface of the water, containing about eighteen or twenty hundred acres adjoyning to said creek, which lands are much hurt by overflowing of said creek; praying for commissioners of sewers to drain said land &c., as per memorial on file &c.: Resolved by this Board, that Messrs. Thomas Noble, Oliver Warner, Joseph Vaughan, Lemuel Warner

and William Vaughan be appointed Commissioners of Sewers; and they are hereby appointed and fully authorized with full power to act and do every matter and thing necessary for draining said land according to the directions in the law provided in such case, relative thereto, and that they be commissioned accordingly.

Upon the memorial of Charles Phelps, of Hartland in the county of Litchfield, shewing to this Board that he is a man of a small estate and a family of small children; that about five years since and in April last he had his house and almost all his substance consumed by fire, and that about a month last past had his dwelling consumed by fire, which has reduced him to great difficulty and distress; praying for liberty of a brief &c., as per memorial on file &c.: Whereupon it is resolved by this Board, that said Charles Phelps have liberty to ask the charitable contributions of his christian friends in each religious society in the towns of Litchfield, Lyme and Hartland, to whom he is recommended as an object of their christian liberality.

ERRATA.

Page 8, line 6, *strike out comma after* Pelegg.
Page 520, line 8, *for* Boswick, *read* Bostwick.
Page 617, headline *for* 1372, *read* 1772.

Two or three supposed errors of the Secretary have not been corrected, e. g. page 358, Abner Barber for Abner Barker; page 174, Solomon Wells for Solomon Wills.

In Vol. XII.

Page 605, line 14, *insert* hundred *between* one *and* and.

INDEX.

Abbee, Shubael, ensign, 100.
Abbott, Abiel, 53; captain, 292: —— John, ensign, 244; lieutenant, 432: —— Joseph, lieutenant, 374: —— Samuel, captain, 96.
Abel, Elijah, 276: —— John, captain, 244: —— Joshua, 137.
Adams, Andrew, 36, 145; justice, 578: —— Daniel, 82: —— Elisha, 423, 637: —— James, 545: —— John, ensign, 99; lieutenant, 181: —— Pygan, 189, 187, 206, 261, 325, 355, 467; justice, 7, 174, 289, 419, 577: —— Samuel, 189, 196, 306, 595; deputy for Stratford, 169, 284; justice, 8, 175, 289, 420, 577: —— Timothy, 646: —— William, 350.
Adkins, Joel, 278: —— Joseph, 389, 404, 549: —— Zealous, captain, 243.
Agents in England, *see* Jackson, Johnson, Life.
Alcock, Daniel, 549: —— John, ensign, 240; lieutenant, 587.
Alden, Daniel, deputy for Stafford, 2, 92, 123, 413; justice, 7, 173, 288, 419, 576.
Alger's grant, 480.
Allen, Edward, 36, 71, 310, 384, 472, 526; deputy for Milford, 2, 92, 123, 169, 284; colonel, 428: —— George and John, 342: —— Samuel, 621; captain, 521: —— Silas, 538.
Alling, Enos, 153, 277, 451, 622; justice, 419, 576.
Allyn, Benjamin, 658: —— Henry, justice, 7, 173, 288, 418, 575: —— Josiah, 344: —— Matthew, 45, 344: —— Samuel, ensign, 289.
Alsop, Richard, 18, 35, 143, 148, 190, 208, 257, 281, 309, 311, 312, 314, 371, 383, 439, 444, 457, 461, 464, 466, 504, 526, 541, 591, 598, 604, 644; deputy for Middletown, 283, 510.
Alverd, Saul, 350.
Alverson, David, 357, 505, 658.
Ames, Daniel and Mirriam, 638: —— Josiah, captain, 581.
Amity, Toles *v.*, 564.
Anderson, John and William, 403.
Andrews, Andrus, Abiah, Richard and Zebadiah, 318: —— Abraham, lieutenant, 180; justice, 420, 577: —— Elizabeth, 313: —— John, 318; lieutenant, 243: —— Nehemiah, 44; justice, 176, 290, 421, 578: —— Stephen, lieutenant, 377: —— Thaddeus, 393: —— Timothy, 423.
Appleton, Benjamin, 141.
Apthorp, Charles, 564.
Arnold, Daniel, ensign, 239: —— David, 51: —— Henry, 458: —— Joseph, 626.
Arriola, Francisco X. de, 655.
Ashford, bounds with Union, 45, 208; Windham *v.*, 280; unpaid tax, 489, 617.
Ashley, Jonathan, 205, 257, 319, 379, 466, 540, 606.
Attachments and executions regulated, 361.
Atwater, Benjamin, 233, 409, 563: —— Daniel, David and Lois, 476: —— Jeremiah, 538: —— Reuben, deputy for Wallingford, 283; captain, 297: —— Samuel, 603, 656; captain, 372.
Atwell, Benjamin, ensign, 582.
Auger, Abraham, 232.
Austin, Caleb, 71, 143: —— Daniel, captain, 12: —— David, 42, 538, 600: —— Ebenezer, 545; ensign, 588: —— Mary, 195, 254, 324: —— Stephen, 545.
Averill, Moses, deputy for Kent, 360, 512; captain, 191.
Avery, Ebenezer, deputy for Groton, 2; justice, 8, 174, 289, 420, 577; major, 9; lieutenant-colonel, 372; ensign, 181: —— Humphry, justice, 7, 174, 289, 420, 577: —— John, deputy for Preston, 511: —— Simeon, 451, 560; deputy for Groton, 235: —— William, justice, 8, 174, 289, 420, 577.
Ayer, Joseph, lieutenant, 291.

Babcock, Adam, 408, 472, 533, 564, 600, 622: —— Amos, deputy for Ashford, 2, 93, 124; justice, 9: —— Henry, deputy for Stonington, 285: —— Luke, 595: —— Stephen, justice, 289, 420, 577: —— Zebulon, 256, 563, 604.
Bache, Theophilact, 592.
Backus, Andrew, deputy for Plainfield, 169: —— Charles, Delucena, Sylvanus and Whiting, 315: —— Ebenezer, 315; justice, 7; cornet, 289; lieutenant, 292; captain, 588: —— Elijah, deputy for Norwich, 169, 235, 359; justice, 174, 289, 420, 577: —— Nathaniel, 312.
Bacon, Asa, cornet, 100; lieutenant, 437: —— Benjamin, 620; deputy for Canterbury, 572; ensign, 429: —— Beriah, 460: —— John and Elizabeth, 278.
Badger, Edmund, lieutenant, 239; captain, 292.
Bailey, Abijah and Ephriam, 619.
Baker, Daniel, 54: —— Elisha, deputy

for New Hartford, 8, for Canaan, 170, 415, 572; justice, 176, 290, 421, 578: —— Thomas, ensign, 522.
Baldwin, Benjamin, lieutenant, 430: —— Caleb, justice, 8, 175, 289, 420, 576; annexed to Newbury, 59: —— David, 307, 331, 452, 453, 466, 527, 541, 598; deputy for Milford, 283, 359, 414, 511, 571; justice, 289, 419: —— Ebenezer, ensign, 99: —— Enoch, cornet, 293: —— Ezra, 51, 334: —— Henry, 536: —— Isaac, 605; justice, 9, 175, 290, 421, 578: —— Israel, 625: —— Jeremiah, 313: —— Joel, 71: —— Jonathan, deputy for Waterbury, 2, 92, 123, 235; justice, 176, 288, 419, 576: —— Nathan, justice, 7, 174, 288, 419, 576: —— Noah, 557, 563-4: —— Samuel, 57, 401: —— Theophilus, 353.
Ball, Caleb, 508: —— Michael, 356: —— Robert, 350: —— Stephen, 600: —— Timothy, captain, 430.
Bancroft, Ephraim, deputy for Torrington, 572.
Baptist minister fined for joining parties in marriage, 160.
Barber, Abner, deputy for Wellington, 358: —— Daniel, 27, 141: —— David, deputy for Hebron, 168, 234, 283, 359, 511, 570; justice, 174, 288, 418, 576: —— Reuben, ensign, 242: —— Samuel, 142, 308, 352, 565: —— Stephen, captain, 181: —— Thomas, 608.
Barker, Abner, 213; deputy for Willington, 1, 283, 358, 570; justice, 7, 173, 288, 419, 576: —— James, deputy for Branford, 92, 123, 234, 283, 359, 414, 511, 571; justice, 7, 174, 289, 419, 576: —— Jonathan, 600: —— Samuel, justice, 7, 174, 289, 419, 576.
Barkhamsted, winter parish from part of, 260, 388; in Simsbury probate district, 186.
Barnard, Ebenezer, lieutenant, 581: —— Edward, 327: —— Francis, 489: —— Samuel, 143.
Barnes, Amos, captain, 98: —— Caleb, 404: —— David, 472; lieutenant, 374: —— Ebenezer, lieutenant, 98: —— Huldah, 411: —— James, 408: —— Jonathan, 400: —— Joshua, 569; ensign, 294: —— Nathaniel, ensign, 522: —— Stephen, 550.
Barnum, Ebenezer, 224: —— Eliphalet, ensign, 11.
Barret, John, 457: —— Jonathan, 403.
Barrows, Isaac, ensign, 184: —— Lemuel, 621; lieutenant, 184.
Bartholomew, Daniel, 501.
Bartlet, Ebenezer, 661: —— Jonathan, captain, 176: —— Moses and Lydia, 120, 460: —— Seth, 335, 473, 651: —— Timothy, captain, 176.
Bartram, David, Daniel, James, John, and Paul, 17, 129.
Bass, Henry, 659.
Basset, Abel and Miriam, 117: —— Enos, 508: —— John, lieutenant, 376: —— Robert, 252.
Bateman, Benjamin and Eleazer, 403.
Bates, David and Abigail, 276: —— Nathaniel and Abigail, 628: —— Solomon, 495.
Baxter, Elisha, 391: —— Francis, 160.
Bayard, Samuel, 466, 541: —— William, 466, 598.
Beach, Abijah, 601: —— Edna, deputy for Goshen, 169, 284: —— John, 252; ensign, 298; justice, 9, 176, 290, 421, 578: —— Lazarus, 458: —— Royce, 213.
Beard, David, ensign, 238; lieutenant, 433, —— James, 119.
Beardsley, Abraham and Jehiel, 278, 339: —— Nehemiah, 635; captain, 295; deputy for New Fairfield, 92, 123, 283, 359, 511; justice, 577.
Beckwith, Samuel, 406: —— Thomas, 152: —— Vintin, ensign, 296.
Bedlock, Mary, 279.
Beebe, Asahel, ensign, 15; lieutenant, 586: —— Bezaleel, ensign, 584: —— Jabez, lieutenant, 245: —— John, 32; justice, 9, 176, 290, 421, 578: —— Samuel, lieutenant, 432: —— William, 626.
Beecher, Amos, ensign, 587: —— Caleb, 564; justice, 174, 288, 419, 576: —— Eliphalet, 232, 263: —— Isaac, ensign, 127: —— Samuel, 538.
Beers, Nathan, 538, 601, 622: —— Samuel, captain, 180.
Belden, Charles, ensign, 586: —— Daniel, 30: —— Gideon, 482: —— Hezekiah, 466, 541, 598: —— John, captain, 433: —— Jonathan, 30, 104, 166: —— Joseph and Lois, 166: —— Oliver, deputy for Canaan, 93, 124: —— Samuel, cornet, 182: —— Thomas, 139, 331, 385, 400, 452, 455, 641; auditor, 423; deputy for Norwalk, 92, 123, 169, 235, 283, 359, 414, 511, 571; justice, 174, 288, 289, 418, 420, 575, 577.
Bell, Jonathan, lieutenant, 582: —— Ketchell, 542.
Bellamy, Mary, 602.
Bement, William, 536.
Benedict, Daniel, 224, 255, 319; deputy for Danbury, 169; captain, 429: —— Hezekiah, captain, 180: —— Nathaniel, 62: —— Thaddeus, 280; lieutenant, 11; captain, 430: —— Thomas, justice, 8, 175, 289, 420, 577; probate judge, 6, 173, 287, 418, 575: —— Timothy, justice, 289.
Benham, Ebenezer, 320: —— Enos and Anne, 644.
Benjamin, George, ensign, 180; lieutenant, 295: —— John, 315.
Bennett, Betty, 344: —— Daniel, ensign, 525: —— Lewis, 559: —— Thaddeus, lieutenant, 589: —— William, 394, 487.
Benton, Asa, Ebenezer and Elizabeth, 654: —— John, 233, 353, 654: —— Josiah, 399: —— Thomas, 264.
Bernutt, John, 506.
Berry, Divan, 112.
Bethany, enlarged, 153.
Bethel, school-fund distributed to, 161.
Bethesda society, Voluntown, made, 611.

Betts, David, 112: —— Elias, justice, 8, 175, 289, 420, 577: —— Peter, 647: —— Stephen, 112; lieutenant, 182.
Bidwell, Isaac, 52, 606, 636; lieutenant, 429; captain, 589: —— John, 25: —— Jonathan and Prudence, 333.
Bigelow, Elisha, 233, 353: —— Jonathan, 207: —— Hannah, Mary L., and Timothy, 530.
Bill, Benajah, justice, 8, 175, 290, 420, 578: —— James, 335, 378, 493, 631.
Billings, Sanford, ensign, 176; lieutenant, 435; —— Sarah, 410.
Bills of credit, issued, 300, 516; of other colonies not to pass, 512.
Billy Mamanash, Indian, 506, 658, 660.
Bingham, Eleazer, 659: —— Meletiah, captain, 295: —— Samuel, 386; captain, 14.
Birchard, Jesse, 138: —— John, 634.
Bird, James, 63, 339; deputy for Salisbury, 93, 124.
Birdsey, Abel and Ebenezer, 221: —— Everit, 633: —— Nathan, 148; deputy for Stratford, 359.
Birdshall, Nathan, 226.
Birge, John, lieutenant, 293.
Bishop, Charles, Joseph and Mabel, 559: —— Daniel, captain, 15; justice, 577: —— Ebenezer, lieutenant, 242; ensign, 582: —— John, 529: —— Lydia, 50, 230, 346: —— Reuben, ensign, 524: —— Samuel, 58, 153, 159, 193, 208, 316, 405, 451, 491, 493, 509. 533, 538, 569, 600–1, 632; deputy for New Haven, 2, 92, 123, 571; justice, 7, 174, 288, 419, 576; —— Sylvanus, 601: —— William, 262.
Bissell, Aaron, deputy for East Windsor, 168: —— Benjamin, captain, 293: —— Josiah, 20, 22, 144, 199, 264, 307, 566, 599, 654; deputy for Windsor, 91, 122, 168, 234, 283, 413, 571; justice, 7, 173, 288, 418, 575.
Blackman, Enoch, 395: —— Samuel, 395; lieutenant, 100.
Blagg, Elisha, 252.
Blague, Joseph, lieutenant, 298.
Blake, Stephen, 23, 148, 208, 470.
Blakely, Abraham, captain, 294: —— David, captain, 243: —— Jude, ensign, 243: —— Samuel, 624: —— Tilly, 538; justice, 9.
Blanchard, Joseph, 403.
Blinn, Blyn, Daniel, 217.
Bliss, John, ensign, 585: —— Martha and Neziah, 107, 203.
Bloggett, Paul, ensign, 296.
Blunt, Ambrose, captain, 184.
Boardman, Joseph, ensign, 243: —— Sherman, deputy for New Milford, 415, 512, 572.
Bodge, Edward, 545.
Bogardus, Jacob, ensign, 179; lieutenant, 434.
Bolles, Enoch, 527.
Book-debt, limitation of action for, 125.
Booth, Abel, 483; deputy for Newtown, 359: —— Daniel, 225, 494; deputy for Newtown, 284: —— Elisha, ensign, 240; lieutenant, 525: —— Gideon, 118: —— Jonathan, 163: —— Nathan, 118, 221.
Bostwick, Abel, 625: —— Amos, 27, 149: —— Bushnell, 221, 483, 561; deputy for New Milford, 3, 93, 124, 169, 235, 284, 360; justice, 9, 175, 290, 421, 578; lieutenant colonel, 520: —— Isaac, ensign, 179; captain, 293: —— Joseph, 252: —— Robert, 411: —— Samuel, 370; justice, 9, 175, 290, 419, 421, 578.
Botsford, Abel, ensign, 430: —— Elijah, ensign, 97: —— Gamaliel and Nehemiah, 60: —— Jabez, 483; quartermaster, 583.
Bounds, perambulation of, 579.
Bouton, Benjamin and Miles, 393.
Bowdee, John, 411, 567.
Bowker, Joseph, captain, 185.
Braddick, John, 147, 190, 312, 440.
Bradley, Elnathan, 17, 129: —— Ezekiel, ensign, 241: —— Jesse, ensign, 431: —— Josiah, lieutenant, 179: —— Philip B., 196; deputy for Ridgefield, 169, 235, 283, 359, 512, 571; justice, 175, 289, 420, 577; lieutenant colonel, 520: —— Phineas, 538: —— Reuben, ensign, 15: —— Samuel, justice, 8, 175, 289, 420, 577.
Brainerd, Daniel, 109, 155, 343, 495, 526, 531, 596; deputy for East Haddam, 168, 234, 283, 359, 413, 511, 570; justice, 7, 173, 288, 418, 576; captain, 582: —— Eliakim, lieutenant, 590: —— Gideon, ensign, 373: —— Hezekiah, 28, 149, 155, 308, 352, 461; deputy for Haddam, 91, 122, 168. 282, 358, 511, 570; justice, 7, 173, 288, 418: —— Jabez, deputy for Haddam, 234, 282, 413, 511, 570; justice, 576.
Brandigee, Abigail and Jacob, 21.
Brattle, William, 17, 103.
Bray, Asa, ensign, 243.
Breed, Gershom, 72, 610: —— John, captain, 588.
Brewster, Ebenezer, 28: —— Ezra, ensign, 587: —— Sarah and Lois, 193: —— Simon, deputy for Preston, 92, 123: —— William, 604: —— Zadock, 193.
Bricks, assize of, 366.
Bridges, in Farmington, 343; Kent, 548, 561; New Milford, 625; Norwich, 268, 610, 630, 631; Simsbury, 332, 605; Windham, 481, 642.
Briefs granted, 508, 567, 612, 657, 662.
Brigham, Uriah, deputy for Coventry, 414.
Brinsmade, Abraham, captain, 240.
Bristol, Ebenezer and Joseph, 222: —— Simeon, justice, 7, 174, 288, 419, 576.
Brocket, Jacob, lieutenant, 294: —— Richard and Stephen, 569: —— Titus, 653.
Brockway, Ebenezer, 202: —— William, captain, 99.
Brooks, David, 225: —— Enos, 390: —— Jabez, ensign, 587: —— John, 225, 601, 659; deputy for Stratford, 414, 512; justice, 420, 577: —— Joseph, deputy for Haddam, 358, 413; justice, 576.

Broughton, Thomas, 556.
Brown, Bryant, deputy for Killingly, 169, 284, 359, 512; justice, 8, 175, 290, 421, 578: —— Daniel, 27, 141; captain, 244: —— Edmund, ensign, 373: —— Edward, 213: —— Ezra, annexed to Wintonbury, 326: —— Hezekiah, lieutenant, 378: —— Hubbard, 213: —— Ichabod, lieutenant, 588: —— Jacob, lieutenant, 15: —— John, 645; ensign, 297; annexed to Wintonbury, 326: —— Jonathan, 258, 274, 317, 409, 460, 503, 602: —— Nathaniel, 44, 46, 151; captain, 294: —— Robert, 27; ensign, 12; lieutenant, 436: —— Roger, ensign, 184; lieutenant, 293: —— Samuel, ensign, 292; lieutenant, 586; justice, 576: —— Stephen, 322, 389: —— Thomas, captain, 432: —— Zebadiah, 258, 317.
Brunson, Andrew, 498: —— Benjamin, ensign, 293: —— Ezra, 280; captain, 378.
Brush, Edward, deputy for Greenwich, 92, 123, 169, 235; justice, 8, 175, 289, 420, 577: —— Thomas, 341; justice, 8, 175, 289, 420, 577.
Bryan, Jehiel, ensign, 590: —— Richard and Sarah, 410.
Buck, Aaron, 31, 131: —— David, ensign, 181: —— Justus, justice, 8, 174, 289, 419, 577: —— Stephen, 392: —— Zephaniah, 482.
Buckingham, Ebenezer, ensign, 376: —— Jedidiah, lieutenant, 14; captain, 298: —— Joseph, 313, 347: —— Stephen, 347: —— William, captain, 14.
Budd, Jonathan, deputy for Windham, 284.
Budington, William, ensign, 99.
Buell, Abel, type-founder, 278: —— Benjamin, captain, 241: —— Elias, ensign, 13; lieutenant, 294; captain, 586: —— Elijah, ensign, 435: —— Hiel, 327, 396: —— John, 632: —— Jonathan, deputy for Goshen, 360, 572: —— William, 493.
Bugbee, Daniel, ensign, 378; lieutenant, 585.
Bulkeley, Charles, 166, 315, 462, 608; quarter-master, 127: —— Ebenezer, 342: —— Gershom, 30, 105, 499, 509: —— Hezekiah, 345: —— Nathan, 628: —— Oliver and Lucy, 315: —— Peter, 502; deputy for Colchester, 1, 92, 123; justice, 7, 173, 288, 418, 576.
Bull, Benjamin, captain, 99: —— Caleb, 544: —— Epaphras, Frederick, James, Jonathan, William, 545: —— Thomas, quartermaster, 182; lieutenant, 523.
Buller, George, 569.
Bunce, Abijah and Timothy, 334: —— James, 545.
Bunnell, Titus, set to Harwinton, 330.
Burbanks, Shem, lieutenant, 430: —— Timothy, 52, 53.
Burcham, John, 357.
Burdett, Charles L., 503.
Burgess, John, 661; deputy for Guilford, 92, 123, 235, 283, 414, 511, 571; justice, 419, 576: —— Thomas, justice, 289.
Burn, Benjamin, 165.
Burnap, Abraham, 659.
Burnham, Abigail and Rachel, 623: —— Benjamin, ensign, 242; captain, 524: —— Charles and Thomas, 552: —— Elisha, 545: —— Joseph, 272: —— Nathaniel, 607: —— Peter, 505, 607; 658.
Burr, Andrew, 27: —— David, 196, 206, 478, 541, 601; auditor, 75, 186, 238; deputy for Fairfield, 2, 92, 123, 169, 235, 283, 359, 414, 511; justice, 8, 175, 289, 420, 577; major, 581: ——Ebenezer, ensign, 430: —— Gershom, 354: —— John, 111; justice, 175, 289, 420: —— Nathaniel, lieutenant, 437: —— Samuel, 545: —— Stephen, 16: —— Thaddeus, 354, 612; deputy for Fairfield, 235, 511; sheriff, 509: —— Thomas, 337: —— William, 17, 129; justice, 8.
Burrell, Charles, deputy for Canaan, 170, 236, 360, 415, 512, 572; justice, 9, 176, 290, 421, 578; major, 290.
Burrett, Benjamin and Josiah, 115: —— Daniel, 329.
Burroughs, Burrows, Abraham, ensign, 241: —— Hubbard, ensign, 242; lieutenant, 583: —— Stephen, 638.
Burt, Consider, 545.
Burton, Hannah and Henry, 491, 562: —— Judson, 24, 148, 197: —— Stephen, 390, 490, 562.
Bush, Justus, 139: —— Moses, 232, 409.
Bushnell, Thomas, 556.
Butler, Comfort, 560: —— Daniel and Sarah, 61: —— Jonathan, 545: —— Moses, 61, 82.
Butt, Sherebiah, ensign, 585.
Buttolph, Benoni, Jonathan, Martha, 278.
Button, Matthias, ensign, 244; captain, 372.

Cadey, David, 403: —— Jeremiah and William, 70.
Cadwell, Abraham and Isaac, 475: —— Moses, 548.
Calder, John, 545.
Caldwell, Charles, 45, 106, 199, 309, 369, 371, 444, 566: —— George, 32, 45, 106, 309, 353, 369, 371, 444, 645; insolvent, 453: —— John, 544: ——Mary, 569.
Calef, Ebenezer, 596.
Calkins, Hugh, 138: —— Jonathan, 347; captain, 240.
Cambel, Anthony, 613.
Camp, Abiel, captain, 14: —— Abraham and Milicent, 491: —— Amos, 655: —— David, ensign, 179: —— Elias, 55: —— Israel, lieutenant, 10; captain, 179: —— Job, quarter-master, 292; cornet, 437: —— John, 43, 166, 229, 560, 658: —— Samuel, 637; ensign, 294: —— Silas, 637.
Campbell, James, 403; ensign, 184.
Campderros, Juan de, 655.
Canaan, some annexed to south society, 154; bounds of societies, 216; list, 218; unpaid taxes, 490, 543.
Candey, Ezra, 277.
Canfield, John, 117, 481: —— Lemuel, Nathan, Zorobabel, 500: —— Samuel,

117, 369, 483; deputy for New Milford, 3, 93, 124, 169, 284, 360; justice, 9, 175, 290, 421, 573.
Canterbury, first society divided, 44, 259; separates in, 497.
Carpenter, Ephraim, captain, 373: —— Dr., 659.
Carrier, Timothy, ensign, 434.
Carter, John, ensign, 429: —— Joseph, lieutenant, 375; captain, 584.
Cary, Eleazer, 26, 232: —— Nathaniel, ensign, 526: —— William, 506.
Case, Abraham, captain, 185: —— Charles, captain, 242: —— Dudley, lieutenant, 184: —— Ezekiel, 562: —— John, 369; deputy for Simsbury, 168: —— Jonah, 213: —— Josiah, 332: —— Zaccheus, ensign, 588: —— Zebulon, 167.
Castle, Peter, 393.
Catlin, Abijah, 561; deputy for Harwinton, 3, 93, 124, 170, 235, 284, 360, 415, 512, 572; justice, 9, 176, 290, 421, 578; major, 238: —— Daniel, deputy for Harwinton, 3, 235, 284; justice, 9, 176, 290, 421, 578: —— George, captain, 294: —— Dr., 659.
Caverley, John, captain, 431.
Chadwick, Daniel, ensign, 522.
Chamberlain, Edmund and Sarah, 447: —— John, lieutenant, 10; captain, 431: —— Nathaniel, quarter-master, 10; cornet, 241.
Champion, Henry, 383, 453, 455, 482, 539, 599; deputy for Colchester, 1, 92, 123, 168, 234, 283, 358, 413, 511, 570; justice, 7, 173, 288, 418, 576; captain, 522; major, 581.
Chandler, Charles C., ensign, 239: —— John, deputy for Newtown, 511, 571; justice, 577; major, 520; surveyor, 372: —— Jonathan, lieutenant, 432: —— Joshua, 36, 153, 208, 255, 258, 316, 385–6, 510, 602, 606; auditor, 423; deputy for New Haven, 2, 92, 123, 169, 234, 283, 359, 414, 511; justice, 174, 288, 419, 576: —— Peter, ensign, 521: —— Samuel, justice, 8, 175, 290, 421, 578; ensign, 292.
Chapel, Amos, ensign, 587: —— Jedidiah, 442: —— Joshua, 438: —— William, 442.
Chapman, Caleb, 626: —— Elijah, captain, 587: —— Jabez, 531, 596; justice, 288, 418, 576; quarter-master, 241: —— Jedidiah, ensign, 95; lieutenant, 435: —— Samuel, 369, 645; deputy for Tolland, 92, 123, 168, 234, 283, 358, 413, 511, 571; justice, 419, 576: —— Timothy, 328, 626.
Chaterton, William, 593.
Chatfield, Joseph, 68.
Chatham, horse-brand, 75; may send two deputies, 95; number of jurors, 93; Indians in, 629.
Chauncey, Elihu, 79, 80, 155, 201, 254, 263, 282, 314, 335, 457, 461, 464, 591; auditor, 75, 186, 238; deputy for Durham, 2, 92, 123, 169, 234, 283, 359, 414, 511, 571; justice, 7, 174, 288, 419, 576: —— Nathaniel, justice, 7, 173, 288, 418, 576.
Cheeney, Abiel, 480; captain, 298: —— Timothy, lieutenant, 10; captain, 178.
Chenevard, John, 383, 503, 644.
Cheesbrough, Amos, deputy for Stonington, 2; justice, 7, 174, 289; lieutenant-colonel, 9: —— Elihu, lieutenant, 297: —— Nathan, 232: —— Peleg, justice, 8, 174.
Chelsea society to be taxed, 307.
Chester, John, 24, 30, 33, 45, 54, 80, 104–6, 148, 199, 205, 208, 254–5, 257, 270, 300, 308–9, 317, 319, 329, 352, 371, 379, 385, 427, 439, 444, 466, 540, 565; deputy for Wethersfield, 2, 92, 123, 168, 234, 283, 358, 413, 511; agent, etc., 301; justice, 6, 173, 288, 418; in nomination, 95, 246, 366; dead, 519: —— John, Jr., 599, 656; deputy for Wethersfield, 571; lieutenant, 433.
Chesterfield society established, 46, 151.
Child, Elisha, 639; deputy for Woodstock, 284, 359, 414, 512, 572: —— Moses and Mary, 61: —— Nathaniel, justice, 8, 175, 290, 421, 578: —— Richard, ensign, 291: —— Samuel, justice, 421, 578.
Chew, Joseph, 147, 190, 312, 440, 527.
Chilman, Mary, 356.
Chilson, Asaph, 220.
Chittenden, Simeon, 495; justice, 7, 174, 288, 419: —— Thomas, deputy for Salisbury, 3, 93, 124, 169, 235, 512, 572; justice, 578; lieutenant-colonel, 290: —— Timothy, lieutenant, 97; captain, 177: —— William, 110.
Church, Daniel, 256: —— Joseph, 540, 544, 606.
Church of England, Brooklyn, 397, Hartland, 548, New Milford, 329, Wallingford, 653.
Churchill, James, 505.
Civil actions: limitation of action for book-debt, 125; no appeal from justice in action for debt, 185; regulation of attachments and executions, 361; insolvent estates, 421; statute of frauds, 422; support of widows, 124.
Clark, Aaron, 20: —— Asahel, 216; lieutenant, 298: —— Benjamin, 280; deputy for Ashford, 235, for Stonington, 359: —— Daniel, lieutenant, 378: —— Ebenezer, 30: —— Eleazer, ensign, 14: —— James, ensign, 177; lieutenant, 290; captain, 585: —— John, lieutenant, 177; insolvent, 531, 596: —— Joseph, 215, 398, 497, 601; justice, 8, 175: —— Josiah, 106: —— Nathan, 313; ensign, 583: —— Nathaniel, cornet, 436: —— Robert, 119: —— Samuel, lieutenant, 590: —— Simeon, 216: —— Solomon, 607: —— Stephen, 166: —— Thomas, captain, 376: —— Timothy, lieutenant, 239, 524; captain, 431: —— Waterous, 119: —— William, 18, 313, 659; ensign, 590.
Clause, John and Abigail, 502.
Cleaveland, Aaron, deputy for Canterbury, 93, 124, 414; captain, 292: —— Joseph,

captain, 374: —— Moses, 32: —— Timothy, 391.
Clemens, John, 150.
Clerk, Elisha, 535.
Clinton, George, 353.
Cloice, Thomas, 274.
Clough, Obadiah, lieutenant, 429.
Cobb, Elkanah, deputy for Canterbury, 93, 124, 169; captain, 99: —— Gideon, 247: —— Samuel, 369, 423; deputy for Tolland, 2, 358, 413, 511, 571; justice, 7, 173, 288, 419, 576: —— William, 536.
Cochran, John, 167; deputy for Saybrook, 511, 571; captain, 521.
Coe, Ebenezer, ensign, 295: —— Joseph, 382, 479: —— Timothy, 356: —— Zacheus, ensign, 240.
Cogshall, Freegift, 310, 384: —— William, 310, 384, 472, 526.
Cogswell, James, preached election sermon, 416: —— Nathaniel, captain, 243: —— William, lieutenant, 291.
Coit, Benjamin, justice, 174, 289, 420, 577: —— Daniel, 325; justice, 7, 174, 289, 420, 577: —— Isaac, justice, 8, 175, 290, 420, 578: —— Joseph, 139, 206: —— Samuel, 44, 80, 494; deputy for Preston, 2, 169, 414, 571; justice, 7, 174, 289, 419, 576; colonel, 9: —— Thomas, etc., 355: —— William, 527, 529.
Colborn, David, 636–7: —— Ebenezer, lieutenant, 239.
Colchester, unpaid taxes in, 383, 410, 425–6, 597.
Cole, Asa, 112: —— Ebenezer, deputy for Wallingford, 235: —— John, 64, 611: —— Jonathan, 64: —— Joseph, 332: —— Samuel, 64, 606: —— Thomas, ensign, 178; captain, 520: —— Timothy, 623.
Colebrook, in Simsbury probate district, 186; road to New Hartford, 473, 549, 641.
Colefox, George and Lucy, 48.
Coleman, Gershom, 408: —— Niles, brief granted to, 508.
Collins, Dan, 560: —— Edward, 560; deputy for Enfield, 2, 92, 123, 234, 283, 359, 413, 511, 571; justice, 576: —— Nathaniel, 269, 341, 655: —— Timothy, justice, 9, 175, 290, 421: —— William, captain, 180.
Colt, Harris, captain, 10.
Colton, Benjamin, 52, 107, 535; captain, 373.
Comstock, Abner, lieutenant, 10: —— Jabez, lieutenant, 523: —— Lancaster, 142: —— Nathaniel, lieutenant, 98: —— Samuel, deputy for New Milford, 512.
Conant, Shubael, 5, 68, 109, 159, 416; in nomination, 95, 246, 366, 515; chosen assistant, 3. 170, 285, 415, 573; present, 1, 91, 122, 168, 234, 282, 355, 411, 413, 504, 510, 567, 570, 657; judge, county court, 5, 172, 286, 417, 574, probate court, 6, 173, 287, 418, 575.
Cone, Daniel, justice, 7, 173, 288, 418, 576: —— Elijah, lieutenant, 181: —— Jonah, captain, 12: —— William, lieutenant, 12; captain, 588.
Connecticut River, navigation of 383, 503, 643; ferries on, 63, 215, 186, 219, 215.
Constables, how paid for transporting vagrants, 94.
Contracts, certain, to be in writing, 422.
Converse, Jacob, 507; lieutenant, 291: —— Jonathan, 230: —— Josiah, deputy for Stafford, 168; ensign, 183: —— Thomas, 545: —— Zerviah, 230.
Cook, Abel, 501: —— Ephraim, captain, 298: —— Isaac, 370; ensign, 296; lieutenant, 429: —— James, lieutenant, 184; captain, 524: —— John, 256, 321, 545, 590; deputy for Torrington, 3, 93, 124, 170, 236, 284, 360, 415, 512; justice, 9, 176, 290, 421, 578: —— Joseph, lieutenant, 294: —— Joseph P., 149, 161, 196, 343; deputy for Danbury, 2, 235, 283, 359, 414, 511, 571; justice, 8, 175, 289, 420, 577; colonel, 520: —— Moses, 645: —— Samuel, lieutenant, 242: —— Stephen, cornet, 14; lieutenant, 437: —— Titus, 71.
Cooley, Daniel, justice, 420, 577: —— David, justice, 8, 175, 289, 420, 577; captain, 12: —— Ebenezer, captain, 293: —— Lewis, 411: —— Luke, deputy for Somers, 1, 92, 123, 169, 234, 358.
Cooper, John, 460.
Copley, Matthew, 450.
Corbin, James, 133.
Cornish, James, 590.
Cornwall, winter parish in part of, 149.
Cornwall, Cornelius, lieutenant, 244: —— Elisha, deputy for Chatham, 234: —— John, lieutenant, 373.
Cosset, Timothy, ensign, 185.
Cotton, Daniel, 544.
Couch, John, captain, 435: —— Joseph, 394, 487: —— Simon, lieutenant, 295.
Counterfeiting coin, how punished, 362.
County courts, to regulate work-houses, 237.
Coventry, land belonging to colony in, 369, 423.
Cowles, Amos, quarter-master, 291: —— James, ensign, 429; lieutenant, 589: —— Joseph, 230, 605: —— Solomon, 192, 392–3.
Coye, Abraham, ensign, 11.
Craft, Samuel, 44, 630; deputy for Pomfret, 2, 93, 124, 169, 284, 360, 414, 572; justice, 578.
Crary, William, 547.
Creary, Aaron, 30, 135; lieutenant, 583: —— Robert, deputy for Preston, 283; justice, 289, 420, 577.
Criminal actions: counterfeiting coin, 362; theft, 364.
Crisse, David, 255, 319, 438.
Crittenden, Amos, 470.
Crocker, Jabez, ensign, 179; lieutenant, 581: —— Jonathan, ensign, 245: —— Joseph, deputy for Willington, 358; captain, 96: —— Simon, ensign, 96;

lieutenant, 583: —— William, ensign, 432.
Cromline, Robert, 325.
Cross, John, 621.
Crowfoot, David, 116.
Cruttenden, Joseph, 661.
Culver, Hezekiah, 336.
Curtis, Abel, 69, 395: —— Abijah and Benjamin, 69: —— Abraham, 648: —— Agur, quarter-master, 523: —— Allyn, 503: —— Charles, 205: —— Eleazer, ensign, 375; lieutentant, 585: —— Elnathan, 252: —— Ezra and Hezekiah, 395: —— James, 629; deputy for Durham, 2: —— John, 207, 253, 416; deputy for Canterbury, 169, 235, 284, 360, 414; justice, 8, 175, 290, 420, 578: —— Jotham, 498: —— Phineas, 496: —— Samuel, 485; lieutenant, 522: —— Silas, 221: —— Thomas, 462.
Cushman, Eleazer, lieutenant, 96.
Cutler, Patience, Sarah, Younglove, 267.
Cutreen, Ann, 355.

Dagget, Philip, 27.
Dana, James, lieutenant, 581.
Danbury, division of school fund, 161; New Danbury society, 393; in 16th regiment, 512.
Danielson, Thomas, 402: —— William, 402; deputy for Killingly, 93, 124, 572; justice, 8, 175, 290, 421, 578.
Dare, Thomas, 465, 565.
Darling, Thomas, 45, 255–6, 335, 449–51, 467, 472, 529, 541, 598; justice, 7, 174, 288, 419, 576.
Dart, Samuel and Elizabeth, 30.
Davenport, Abraham, 140; in nomination, 95, 246, 366, 515; chosen assistant, 3, 170, 255, 415, 573; present, 1, 91, 122, 168, 234, 282, 355, 358, 411, 413, 504, 510, 567, 570, 657; judge, county court, 5, 172, 286, 417, 574, probate court, 6, 173, 287, 418, 575; colonel, 9.
Davis, John, 569; deputy for Derby, 2; justice, 7, 174, 288, 419, 576; captain, 100; lieutenant, 433: —— Jonathan, deputy for Derby, 92, 123; —— Samuel, deputy for Stafford, 92, 123, 234.
Day, Benjamin, 356: —— Jonathan, 402: —— Thomas, 68: —— William and Elizabeth, 469.
Dayton, Isaac, 561: —— Michael, 341, 406; ensign, 586.
Dean, James, 207, 253: —— Jesse, 72, 191: —— Silas, 383, 504, 607, 644; deputy for Wethersfield, 92, 123; *v.* Dwight, 22, *v.* Forbs, 22, 149, 312, 384, 463, 599, *v.* Tozer, 18, 72, 121, 131, 191.
Deforest, Joseph, Nehemiah, Samuel, set to New Stratford, 338.
Delancey, Oliver, 148, 202, 258, 313, 407.
Demill, Anthony, 139, 194: —— Peter, 140.
Deming, John, 275; ensign, 244: —— Jonathan, 581; ensign, 587: —— Samuel, 275: —— Thomas, 462.
Denison, Daniel, 203: —— Ebenezer, 202: Joseph, 232, 382, 479; justice, 7, 174, 289, 420, 577.
Dennis, George and Deborah, 65, 393.
Denslow, William, 398.
Derby, road to Newtown, 135, 210, 249; *v.* Perry, 231; ferries in, 543, 560.
Derby, Richard, 528.
Devotion, Ebenezer, 630.
Dewey, Charles, 315, 381: —— Daniel, 216; lieutenant, 96; captain, 583: —— Jedidiah and Martin, 31, 131: —— William, 493.
Dibble, John, 161; ensign, 521: —— Josiah, 274: —— Nathan, 393.
Dickerman, Jonathan, lieutenant, 372.
Dickinson, Nehemiah, 495: —— Samuel, 57.
Dimock, Timothy, 408; lieutenant, 13; captain, 294.
Dimon, David, ensign, 436: —— Jonathan, captain, 376.
Dishon, Richard and Mary, 142, 325, 527, 529.
Dixon, Barnet, 659: —— John, captain, 178: —— Robert, 45, 208; deputy for Voluntown, 169, 235, 284, 360, 414; justice, 8, 175, 290, 421, 578; surveyor, 372.
Dodd, Edward, Elisha, John, 545.
Dodge, John, 564.
Dolbear, George, 152.
Doolittle, Joseph, ensign, 100.
Dorman, Joseph and Sarah, 609.
Dorr, Edmund, 607: —— George, justice, 8, 174, 289, 419, 577: —— Matthew, 152.
Dorrance, John, ensign, 178.
Douglas, Asa and Benajah, 36: —— Benjamin, 622; deputy for Plainfield, 169: —— Daniel, 555: —— John, deputy for Plainfield, 93, 124, 235, 284, 360, 414, 512, 571: —— Mary, 565: —— Robert and Thomas, 152: —— Samuel, 465: —— William, 465, 565.
Dowd, David, ensign, 244: —— Ezra, 482.
Dowe, Rachel, 640, 606, 608: —— Volkert A., 263.
Downs, David, lieutenant, 434; captain, 587: —— Robert, ensign, 378: —— Seth and Mercy, 60.
Drake, Nathaniel, 463.
Draper, Nathan, ensign, 584.
Dresser, Jacob, 228, 268; deputy for Killingly, 3; justice, 8, 175, 290, 420, 578.
Dudley, Abiel, 542: —— Ebenezer, ensign, 12: —— Gilbert, ensign, 434: —— Jared, lieutenant, 180: —— Oliver, justice, 419, 576: —— Thankful, 110.
Dunbar, Edward, 58.
Dunham, Ebenezer, 370: —— Silas, lieutenant, 293.
Dunlop, James, 531: —— Joshua, surveyor, 128.
Dunning, Michael, 498.
Durkee, Andrew, 370: —— Jabin, 138: —— John, 59, 137: —— William, 630.
Dutcher, Ruluff, 154; cornet, 97.
Dutton, Ebenezer, ensign, 12; lieutenant, 588.
Duty on imports, 72, 125; repealed, 299.
Dwight, John, 102: —— Samuel, Seth, Timothy, 22.

Dyer, Elijah, 631: —— Eliphalet, 80, 269, 309, 371, 444, 518, 564, 633; nominated, 95, 246, 366, 515; chosen assistant, 3, 170, 285, 415, 573; present, 1, 91, 122, 168, 234, 282, 355, 358, 411–3, 504, 509–10, 567, 570, 657; judge, superior court, 5, 171, 286, 416, 574: —— John, 527, 529; justice, 8, 175, 290, 420, 578; resigns colonelcy, 428: —— Thomas, quarter-master, 292; cornet, 588.

Eams, Elijah and Keziah, 136:——Josiah, lieutenant, 179.
Eastabrook, Nehemiah, 261, 650.
Eastbury, ecclesiastical tax, 162.
East Haddam, may send two deputies, 95; support of minister at, 40, 159; road to New Haven, 495, 526.
East Hampton, some annexed to, 220.
East Haven, sale of Indian lands, 158, 307.
East Windsor, incorporated, 39; number of jurors, 93; Baptists in, 463.
Eaton, John, 402, 631; ensign, 584: —— Joshua and Sarah, 563.
Ecclesiastical: new societies, Bethesda, 611, Chesterfield, 46, 151, in Enfield, 269, 341, Farmingbury, 389, 404, in Killingly, 402, Nazareth, 547, New Danbury, 393, Orford, 634, 649, Litchfield S. Farms, 41, 138, Westminster, 44, 259, Winchester, 42; winter parishes, from Barkhamsted and Simsbury, 260, 388, Litchfield, Cornwall, and Goshen, 149, 213, in Waterbury, 151; church of England in Brooklyn, 397, Hartland, 548, New Milford, 329, Wallingford, 653; separates exempt from penalties, 360; ministers exempt from tax, 360; Baptist minister fined for marrying, 160; troubles in E. Haddam, 40, 159, Meriden, 108, 259, 655, Kensington, 109, 157, New Canaan, 218, 322, 345, 405, 491, Somers, 547; contribution for church in Nova Scotia, 567.
Edgcomb, Samuel, 527, 529.
Edgerton, Eliphalet and Luther, 315: —— Elisha, ensign, 178; lieutenant, 244; captain, 430.
Edwards, Asahel, Margaret, Nathaniel, 608: —— John, 609: —— Richard, 469, 551.
Edy, Devotion, 464.
Eggleston, Elisha, 544.
Eells, Edward and Nathaniel, 70, 353.
Elathorp, Henry, 266.
Elderkin, Jedidiah, 78, 633; deputy for Windham, 2, 414; justice, 8, 175, 290, 420, 578: —— John, 141: —— Joshua, 604: —— Dr., 659.
Election day, disorder on, 79; expenses of, 507, 661; sermons on: Mr. Salter (1768), 5; Mr. Williams (1769), 171; Mr. Johnson (1770), 286; Mr. Cogswell (1771), 416; Mr. Leavenworth (1772), 573.
Eliott, Aaron, 271, 401, 554, 616, 626, 652; deputy for Killingworth, 511, 571; justice, 8, 174, 289, 419, 577; probate judge, 574; manufactures steel, 617: —— Asa and Mary, 487: —— Jacob, 51: —— Jared, 651: —— John, deputy for Guilford, 283, 359; captain, 240; major, 581: —— Joseph, captain, 191: —— Nathan, 42, 138; deputy for Kent, 572; justice, 9, 175, 290, 421, 578.
Ellery, Eunice, John, William, 62.
Ellis, Joseph, ensign, 430.
Ellsworth, Charles, deputy for East Windsor, 168, 234, 283, 359, 511, 570; justice, 174, 288, 418, 575: —— Solomon, ensign, 432.
Elmor, Thomas, 39, 380.
Ely, Daniel, 164, 279: —— Elihu, ensign, 245: —— Eve, 618: —— Samuel, 547; justice, 8, 174, 289, 419, 577.
Embargo, laid, 570, 579; exemptions from, 619, 633, 638, 639.
Emons, Ebenezer, lieutenant, 99.
Enfield, ferry to Suffield, 63, 215; new society asked for, 269; granted, 341.
England, law-book sent to, 76; petition to king, 76; statement of expenses sent to, 78.
Eno, James, 133, 198: —— Samuel, justice, 7, 173, 288.
Ensign, John, captain, 586.
Ensworth, William, 198.
Estates: support of widows, 124.
Evans, Randal, captain, 176.
Evarts, John, deputy for Salisbury, 512, 572.
Eve, Oswell, 27.
Everett, Daniel, justice, 9, 175, 290, 421, 578: —— Jeremiah, 556.

Fairchild, Daniel, justice, 8, 175, 289, 420, 577: —— Ephraim, 275: —— Robert, 483; deputy for Stratford, 571; justice, 8, 175, 289, 420, 577: —— Thomas, ensign, 431.
Fairfield: troop in, 154.
Fairfield county, delay in distributing proclamations, 305; deputy sheriffs in, 395.
Fairman, James, 232: —— Richard, deputy for Newtown, 92, 123, 169, 235, 414; justice, 8, 175, 289, 420, 577.
Fanning, Thomas, captain, 525.
Farmingbury, society made, 404; ecclesiastical tax, 550.
Farmington, Indian lands, 54, 158, 192; bridge, 343; meeting-house, 493, 503; v. Hooker, 72; in 15th regiment, 238; parish from Waterbury and, 389, 404.
Farmington probate district erected, 126.
Farnam, Eliab, 56; ensign, 521: —— Jonathan, 167.
Farrand, Jonathan, ensign, 585.
Farnsworth, Joseph, 607.
Fast, appointed, 412, 570; proclamations delayed, 305.
Felch, John, deputy for Canterbury, 235; surveyor, 247.
Fellows, Abiel, 490, 543: —— Isaac, 566, 595, 639.
Fenn, Benjamin, 313: —— Thomas, 498.
Fenton, Elijah, deputy for Willington, 1, 511, 570; surveyor, 368; ensign, 521.
Ferries: at Derby, 543, 560; between

Enfield and Suffield, 215; Kibbee's, 63, 215; Packer's, 126, 157; Stratford, 367; Warner's, 186, 219; Wolcott's, 264.
Ferris, Josiah, 339: —— Samuel, ensign, 522.
Field, Samuel, 167; deputy for Saybrook, 414: —— Simeon, 655.
Filer, Fyler, Samuel, 48; ensign, 296; lieutenant, 585.
Filley, Jonathan, ensign, 581.
Fish, Aaron, 315: —— Eliakim, 544: —— Jonathan, captain, 242: —— Moses, deputy for Groton, 92, 123, 169, 283: —— Nathan, deputy for Groton, 511: —— Thomas, 451.
Fishery: Selden's cove, 48, 126; Eight-mile river, 118, 271, 401; Saybrook, 616; Moodus cove and Salmon river, 626; Ferry river Middletown, 258; whale and cod-fishery encouraged, 365.
Fisk, Ebenezer, captain, 127. —— John, ensign, 373; lieutenant, 523.
Fitch, Anna, 315: —— Benajah, ensign, 184: —— Eleazer, 147, 190, 281, 309, 335, 632: —— Elisha, 500; deputy for Norwalk, 92, 123, 169, 235, 283, 359; justice, 7, 174, 289, 420, 577: —— Hezekiah, 34, 66, 305, 348, 395; resigns office of sheriff, 509: —— Jabez, 133, 199, 308, 352, 391, 599, 604, 631; deputy for Canterbury, 2, 284, 360, 512, 572; justice, 8, 175, 289, 420, 577; probate judge, 6, 173, 287, 418, 575; lieutenant-colonel, 428: —— John, 133, 198: —— Jonathan, 153, 407, 622: —— Perez, 505: —— Samuel, justice, 8, 175, 289, 420, 577: —— Theophilus, justice, 8, 175, 289, 420, 577: —— Thomas, 218; nominated, 95, 246, 366, 515: —— Thomas, Jr., 17, 130, 139, 331, 400, 541; deputy for Norwalk, 92, 123, 169, 235, 359, 511; justice, 8, 175, 289, 420, 577; lieutenant-colonel, 9.
Fleming, Phlegmon, Patrick, 357, 411.
Fletcher, Richard, ensign, 377.
Flowers, Abigail and Elijah, 340.
Fobes, Simon, 259; captain, 244.
Foot, Charles, 539, 599: —— Daniel, 410; deputy for Colchester, 168, 234, 283, 511, 570; justice, 7, 173, 288, 418, 576: —— Stephen, lieutenant, 100: —— Thomas, 357.
Forbes, Joseph, 22, 149, 312, 384, 391, 463, 599: —— Moses, ensign, 436: —— Samuel, deputy for Canaan, 236, 360, 512; captain, 97.
Ford, Ebenezer, 483: —— Stephen, 538; captain, 245.
Forgue, Francis, 509.
Forward, Abel and Hannah, 19: —— Joseph, deputy for Simsbury, 234.
Fosdick, Ezekiel, 607.
Foster, David, 68: —— Israel, 200: —— Thomas, 560.
Fowler, Dijah, captain, 14: —— John, 167, 210, 307, 405, 491, 633; deputy for Milford, 2, 92, 123, 169, 234, 283, 359, 414, 511, 571; justice, 7, 174, 288, 419, 576: —— Jonathan, set to Northford, 448: —— Joseph, justice, 6: —— Rev. Joseph, 40, 159: —— Josiah, ensign, 13: —— Noah, 661; lieutenant, 240.
Fox, Elisha, lieutenant, 295; captain, 583.
Francis, Elisha and Anne, 81.
Franklin, Henry, 602: —— John, 503.
Frauds and perjuries, act for prevention of, 422.
Frazier, Daniel and Thomas, 548: —— Isaac, 166.
Freeman, Ebenezer, 28, 134: —— Edmund, 343; deputy for Mansfield, 235: —— Edward, deputy for Mansfield, 168, 284: —— Joseph J. and Joanna, 136, 499, 550: —— Nathaniel, deputy for Chatham, 168, 283, 359, 413, 511; justice, 7, 174, 288, 419, 576: —— Samuel, captain, 298.
French, Charles, justice, 7, 174, 288, 419, 576.
Frink, Jonas, lieutenant, 243.
Frisbie, Abel, 600: —— Benjamin, ensign, 96: —— Elijah, 404: —— James, 119: —— Noah, lieutenant, 242.
Frisol, John, 550.
Frost, Stephen, 43, 259; deputy for Canterbury, 2.
Fuller, Aaron, ensign, 372; lieutenant, 523: —— Abraham, 548; lieutenant, 376: —— Elisha, ensign, 99: —— Ephraim, 21: —— Ezekiel, 507: —— James, lieutenant, 292: —— Joshua, deputy for Stafford, 359, 413, 571; lieutenant, 296: —— Samuel, captain, 96: —— Simeon, captain, 375: —— William and Rebecca, 328.
Fullerton, John, 27.

Gains, Hugh, 532: —— Sarah, 623.
Gale, Benjamin, 566; deputy for Killingworth, 169, 283, 359; justice, 8, 174, 289, 419, 577: —— Roger, 141.
Gallup, Benadam, 451, 464; deputy for Groton, 92, 123, 235, 283, 359, 414; justice, 289, 420, 577: —— Isaac, deputy for Voluntown, 2, 93, 124, 512, 572: —— Joseph, deputy for Groton, 414; captain, 180: —— Nathan, deputy for Groton, 511, 571: —— Nathaniel, captain, 184.
Galpin, Joseph, captain, 184.
Gardiner, John, ensign, 98; lieutenant, 180: —— Sylvester, 449, 529, 598: —— Thomas, 545.
Gary, Seth, 216.
Gates, Bezaleel, ensign, 435: —— Daniel, captain, 521: —— Joseph, lieutenant, 435: —— Nehemiah, 547: —— Stephen, ensign, 293: —— Timothy, surveyor, 368.
Gay, Ebenezer, lieutenant, 9; captain, 586: —— Fisher, 193, 453; deputy for Farmington, 234, 358, 413, 511, 570; justice, 288, 418, 576; captain, 526.
Gaylord, Elijah, ensign, 293: —— Joseph, ensign, 524.
Geer, Aaron, ensign, 183; lieutenant, 295: —— Amos, surveyor, 372: —— Benajah, 563: —— Benjamin, 451: —— Phebe, 56: —— Robert, 442; deputy for Groton, 359; justice, 577: —— Shubael, 354.

General Assembly: election of treasurer by, 4, 129, of deputy governor, 171, of governor, 285; letter of speaker to speaker of Massachusetts H. R., 90; certain towns may send two deputies, 95; consideration of pleas in abatement, 190; election expenses, 507, 661; hearing of petitions by, 301, 361; governor's guards incorporated, 544.
Giddings, William, 635.
Gilbert, Aaron, 538: —— James, 538; ensign, 523: —— John, 538; ensign, 525: —— Moses, 508, 569: —— Nathaniel, 215, 398: —— Samuel, 115, 224, 263, 488; deputy for Hebron, 359, 413, 511, 570; justice, 7, 173, 288, 418, 576; surveyor, 371: —— William, 567.
Gill, John, 232; lieutenant, 240; captain, 525.
Gillet, Asa, 647: —— Ebenezer, 15, 167, 254, 317, 385, 466: Eliphalet, captain, 241: —— Jacob, 19: —— John, 16, 167, 254, 317, 385, 466, 652: —— Jonah, captain, 430: —— Jonathan, lieutenant, 245: —— Matthew, deputy for New Hartford, 170, 236, 360, 512, 572; justice, 9, 176, 290, 421, 578: —— Zebulon, 564.
Gilman, John and Josiah, 25.
Glastonbury, bounds with Hartford and Wethersfield, 196, 398; ecclesiastical tax Eastbury, 162.
Glover, Henry, deputy for Newtown, 2, 92, 123, 169, 235, 284, 359, 414, 511; justice, 8, 175, 289, 420, 577.
Gold, Gould, Abel, 276: —— Samuel and Thomas, 403: —— William, 527; deputy for Branford, 169, 414, 511; justice, 419, 576; major, 428.
Goodman, Timothy, 53.
Goodrich, Abraham, John, Seth, 461: —— Martha and Richard, 221: —— Wait, 539: —— Zaccheus, ensign, 299.
Goodsell, Ebenezer, 259
Goodspeed, Thomas, 619.
Goodwin, Daniel, 530, 544: —— Jonathan, 167: —— Nathaniel, 337, 544: —— Ozias, 545: —— Stephen, 659; deputy for Goshen, 512.
Goodyear, Stephen, ensign, 372: —— Theophilus, 602.
Gordon, John, 558; deputy for Voluntown, 2, 93, 124.
Goshen, winter parish from S. W. part of, 149, 213; in Lebanon, meeting-house in, 335, 378, 631.
Gorton, Benjamin, 464.
Governor and deputy governor, chosen by assembly, 171, 285.
Governor's guards, incorporated, 544; first officers, 588; arms for, 615.
Graham, Dr., 659.
Gramer, William, 507.
Granger, Abraham, captain, 524: —— Charles, 450, 502: —— Gideon, 215; deputy for Suffield, 359, 413, 511, 571: —— John, deputy for Suffield, 234, 283: —— Phineas, 614.
Grant, Ebenezer, 643: —— Ephraim, lieutenant, 374: —— Friend, 28, 149, 209, 248: —— Matthew, ensign, 245; lieutenant, 520: —— Oliver, 476; captain, 182: —— Rachel and Anne, 27, 149: —— Rosanna, 357.
Graves, Silvanus, captain, 522: —— William, 403.
Gray, Daniel, ensign, 584: —— Ebenezer, 527, 529: —— Ichabod, 457: —— James, 457: —— Samuel, 134, 198, 207, 253; deputy for Windham, 235; justice, 8, 175, 290, 420, 578: —— Simeon, quarter-master, 583: —— William, 114.
Green, Benjamin, Martha, Rufus, 147, 440: —— Caleb, ensign, 178: —— James, lieutenant, 431: —— John, ensign, 97; lieutenant, 182; captain, 428: —— Joseph and Nathaniel, 385: —— Thomas, 121, 128, 147: —— Timothy, 121, 128, 190.
Greenfield, Archibald S., 449.
Greenslate, John, Mary, Titus, 331, 400.
Gregory, Daniel and Ephraim, 393: —— Ebenezer, John, Matthew, Munson, 393: —— Jabez, ensign, 292; lieutenant, 589.
Gridley, Elnathan, 193: —— Hezekiah, justice, 7, 173, 288, 418, 576; ensign, 376; lieutenant, 437.
Griffin, John, 57: —— Robert, lieutenant, 100: —— Silence, 486.
Grigg, John, 195, 254, 324.
Griswold, Adonijah, ensign, 9; lieutenant, 586: —— Daniel, justice, 9, 175, 290, 421, 578; captain, 298: —— George, 559: —— Hezekiah, lieutenant, 242: —— Joab, surveyor, 190: —— Josiah, lieutenant, 587: —— Matthew, 137, 164, 261, 279, 354, 410, 502, 550, 566, 654, 656; in nomination, 95, 246, 366, 515; chosen deputy governor, 236, 285, 415, 573; present, 1, 91, 122, 168, 234, 282, 355, 358, 411–3, 504, 509, 510, 567, 570, 657; judge superior court, 5, 171, chief judge, 237, 286, 416, 573: —— Silvanus, 615: —— Walter P., 396.
Grosvenor, Ebenezer, 480: —— John, justice, 8, 175, 290, 421, 578.
Grover, Jonathan, 402.
Guilford, draining land in, 661.
Gumbleton, Peter, 357, 412, 505, 567, 660.
Gunn, Abel, deputy for Derby, 92, 123.
Gurley, Samuel, 5, 261; deputy for Mansfield, 3, 93, 124, 512.
Gusten, Lemuel, 614.
Guyer, John, 219.

Haddam, may send two deputies, 95; road to Windham through, 78, 155, 189, 306.
Hale, Jonathan, justice, 7, 173, 288, 418, 576; lieutenant, 101; captain, 582: —— Richard, deputy for Coventry, 93, 124, 169, 284: —— Timothy, 167, 639; ensign, 582.
Hall, Abel, captain, 525: —— Asahel, 439: ——Benjamin, 310, 342, 384, 401, 406, 451, 472, 510, 526; deputy for Wallingf rd, 359, 414, 511, 571; justice, 7, 174, 288, 419, 576; judge county court, 416, 574: —— Caleb, 650; justice, 419, 576; lieu-

tenant, 295; captain, 429: —— Elihu, 501; justice, 7, 174, 288, 419, 576: —— Elisha, ensign, 522: —— Isaac, 108, 259, 460, 655; quarter-master, 437: —— John, justice, 7, 174, 288: —— Lyman, 354: —— Richard, 542: —— Samuel, 38; quarter-master, 100, cornet, 437: —— Stephen, 409: —— William, 262, 337, 392, 607.
Halladay, James, 614.
Hallam, Amos and Sarah, 233: —— Nicholas, 465.
Hallet, Joseph, 153.
Hallick, Edward, 38.
Hambleton, Mary, 356.
Hamilton, Christopher, 474: —— Joseph, ensign, 430.
Hamlin, Ebenezer, 470: —— Jabez, 33, 42, 45, 104, 159, 187, 255, 270, 316, 381, 384, 439, 464, 474, 504, 517–8, 540, 591, 595, 606, 656; deputy for Middletown, 2, 92, 123, 168, 234, 283, 358, 413, 510, 570; speaker, 284, 360, 415, 512, 572; nominated, 95, 246, 366, 515; justice, 6, 173, 288, 418, 575; judge, county court, 5, 171, 286, 416, 574, probate court, 5, 172, 286, 417, 574; agent for collecting, 301; colonel, 519: —— Nathaniel, captain, 372; ensign, 523; lieutenant, 567: —— William, ensign, 373.
Hammond, Elijah, 453.
Hanchet, Oliver, 556, 614.
Hand, Daniel, lieutenant, 434.
Hard, Zadock, cornet, 583.
Harman, Ebenezer, 396, 555; ensign, 11: —— Joel, James, etc., 19: —— John, 546, 556.
Harper, James, lieutenant, 176.
Harris, Daniel and Anna, 49: —— Hosea and Thomas, 462: —— Jonathan and Nathaniel, 346: —— Joseph, 346; captain, 437: —— Richard, 557.
Harrison, Ephraim, ensign, 239; lieutenant, 377: —— Josiah, captain, 14: —— Mary, 316: —— Nathaniel, 153, 208, 258, 316, 387.
Hart, Benjamin, 50, 230, 346: —— Elisha, 393: —— Hawkins, ensign, 430: —— Joseph, justice, 7, 173, 288, 419, 576: —— Nathaniel, captain, 522: —— Reuben, lieutenant, 243: —— Selah, justice, 7, 173, 288, 418, 576: —— William, ensign, 582.
Hartford: north meadow road, 52, 107; school districts, 337; bounds with Wethersfield, 398; unpaid taxes, 541; Orford society, 634, 649.
Hartford, James, 653.
Hartland, horse-brand, 75; in Simsbury probate district, 186; ecclesiastical tax, 44; church of England in, 548.
Hartshorn, Ebenezer, 18, 103, 109; justice, 7, 174, 289, 420, 577: —— Eliphalet, lieutenant, 243.
Harvey, Joel, 478: —— Joseph, 409.
Harwinton, in 15th regiment, 238; some set to, 330, 482.
Hascall, Jonathan, ensign, 245.
Hastings, Joseph, 329, 379; lieutenant, 97.
Hatch, Joseph, 369, 423: —— Rufus, 390, 490.
Hathaway, Joel, lieutenant, 12; captain, 430.
Houghton, Samuel, 119.
Hawkins, Abraham, Eli, Moses, 408: —— Freegift, grant of ferry to, 543: —— George and Ozias, 489: —— Robert, 625; lieutenant, 179: —— Zechariah, ferry grant to, 560.
Hawley, Enos, lieutenant, 179: —— Jehiel, 269, 387: —— Matthew, 411: —— Robert, lieutenant, 240: —— Capt., 252.
Haydon, David, 352: —— Uriah, lieutenant, 128.
Hayes, Ezekiel, captain, 245: —— Joel, ensign, 524: —— Samuel, lieutenant, 185: —— Thomas, 466, 593.
Hayt, David, ensign, 436.
Hazard, Nathaniel, 24, 28, 153, 209, 248, 254.
Hazen, Jacob, ensign, 292.
Hazleton, Arnold, quarter-master, 586: —— James, captain, 589.
Heaton, Stephen, deputy for Goshen, 93, 124.
Heath, Ebenezer, captain, 375.
Hebert, Gideon, ensign, 182.
Hebron, pond in, 438.
Hemingway, Samuel, justice, 7, 174, 288, 419, 576.
Hempsted, John, 613; justice, 420, 577; lieutenant, 437: —— Joshua, 551.
Hendee, Barzillai, 659: —— Caleb, 616; captain, 378.
Hendrick, Jabez, 198.
Henshaw, Benjamin, 456.
Hepburn, George, 226.
Herpin, John, 148, 202, 258, 313, 407, 594.
Herrick, Robert, 259.
Herydan, Uriah, captain, 377.
Hewitt, Amos and Elisha, 631: —— Richard, ensign, 435.
Hibbard, Paul, 370: —— William, ensign, 523.
Hickcox, Abraham, captain, 378: —— Amos, ensign, 432: —— Elisha, 339: —— Gideon, 151: —— Joseph, 56, 227, 327, 485, 629; ensign, 10; lieutenant, 294: —— Margaret, 626: —— Samuel, 626; deputy for Waterbury, 2, 92, 123, 169, 235, 283; captain, 178: —— Silas, captain, 182: —— Thomas, 386.
Hide, Daniel, captain, 12: —— Elijah, 473; quarter-master, 431; lieutenant, 583: —— Ephraim, lieutenant, 183: —— James, 620: —— Matthew, 54: —— Richard, 46, 59, 134, 151, 198, 309; justice, 289, 420, 577.
Hides not to be exported, 422.
Higgins, Cornelius, 495: —— Israel, 33.
Highways: Colebrook to New Hartford, 473, 549, 641; Derby to Newtown, 135, 210, 249; East Haddam to New Haven, 495, 526; New Haven to Windham, 78, 155, 189, 306.
Higley, Joseph, captain, 180.
Hill, Daniel, 116; captain, 295: —— Jabez, cornet, 177: —— Medad, ensign,

245; lieutenant, 433: —— Nathan, 60: —— Nathaniel, deputy for Guilford, 2, 92, 123, 169, 235, 511; justice, 7, 174, 288, 419; probate judge, 6, 172, 287, 417: —— Thomas, 65; justice, 8, 175, 289.
Hillhouse, James A., deputy for New Haven, 414, 511, 571; justice, 289, 419, 576; to sue treasurer Talcott, 187, 517; nominated, 576: —— William, 187, 261, 272, 401, 464, 494, 527, 634, 649; auditor, 423; deputy for New London, 2, 92, 123, 169, 283, 235, 359, 414, 511, 571; justice, 7, 174, 289, 419, 576.
Hilliard, Benoni, 566.
Hills, David, 623: —— John, 604: —— Jonathan, justice, 7, 173, 288, 418, 575; ensign, 177: —— Moses, captain, 374: —— Seth, 500.
Hillsborough, earl of, 76, 82, 83.
Hine, Abel, 625; deputy for New Milford, 235: —— Mary, 313: —— Nathan, 336.
Hinman, Benjamin, 27, 141, 210, 345, 390, 405, 491; deputy for Woodbury, 3, 93, 124; justice, 9, 175, 290, 421, 578; colonel, 520: —— Elijah, ensign, 432: —— John, ensign, 374: —— Joseph, 154, 216: —— Samuel, quarter-master, 15; cornet, 182: —— Truman, lieutenant, 432.
Hitchcock, John, 269, 387: —— Jonathan, Timothy, Anne, 546: —— Jotham and Mary, 228: —— Samuel, lieutenant, 10; captain, 434.
Hoadly, William, justice, 7, 174.
Hobart, Noah, 211.
Hodge, Henry and John, 544.
Hodgkin, John, 548.
Hog, John, 504.
Hoit, Hoyt, Asa, lieutenant, 431: —— Comfort, captain, 10: —— David, ensign, 436: —— Drake, 393: —— Eleazer, ensign, 10: —— Jonathan, 9; justice, 8: —— Joseph, 26.
Holbrook, Daniel, justice, 7, 174: —— John, deputy for Derby, 2, 169, 283, 359.
Holcomb, Asahel, 71, 632: —— David, 216: —— Jeconias, 646: —— Joshua, 486: —— Judah, 652; deputy for Simsbury, 571; justice, 7, 173, 288, 418, 576.
Holden, John, 168.
Hollibert, Gideon, captain, 243.
Hollister, Charles, 657: —— Ephraim, 159; lieutenant, 294: —— Francis, 33; captain, 178: —— Gideon, lieutenant, 15; captain, 520: —— John, ensign, 10: —— Thomas, ensign, 582.
Holly, John, 274.
Holmes, Christopher, 272, 401; deputy for East Haddam, 2, 91, 123, 168, 234, 283: —— Moses, deputy for Willington, 92, 123, 168, 234, 283, 413, 511; justice, 288, 419, 576: —— Reuben, lieutenant, 378: —— Samuel, 231: —— Thomas, ensign, 244; lieutenant, 435: Uriel, 45, 548.
Holt, John, 36: —— Joseph, ensign, 437: —— Robert and William, 272.
Homer, Charles, 483.
Hooker, Daniel, 537: —— Noadiah, lieutenant, 589: —— Roger and Thomas H., 72: —— William, 205, 379, 466, 606.
Hopkins, Abigail and Harris, 28, 149: —— Asa, 28, 149, 209, 248: —— Benjamin and Fally, 32, 104: —— Charles, 545: —— Elisha, 33, 104: —— Isaac, captain, 587: —— Joseph, 386, 573; deputy for Waterbury, 359, 414, 511, 571; justice, 7, 174, 288, 419, 576: —— Roswell and Stephen, 58: —— Thomas, 82.
Hopson, Ebenezer, ensign, 241: —— John, 110, 367, 597; lieutenant, 376.
Horsford, Daniel, captain, 15: —— Obadiah, deputy for Hebron, 92, 123, 168, 234, 283.
Horton, Benjamin, 600: —— Ebenezer, 203: —— Jeremiah, John, etc., 354.
Hoskins, Zebulon, 562.
Hosmer, Manasseh, deputy for Woodstock, 169, 235, 284, 359: —— Thomas, 42, 52, 205, 257, 319, 379, 466, 540; justice, 7, 173, 288, 418, 575: —— Titus, 72, 191: —— Uriah, 268.
Hotchkiss, Ebenezer, 625: —— Gideon, 407: —— John, 320, 592–3: —— Lodowick, captain, 95.
Hough, John, ensign, 435.
How, Jeremiah, ensign, 15: —— Juda, 569: —— Perly, 268; surveyor, 372.
Howard, John, 659; surveyor, 372.
Howell, Thomas, 28, 149, 153, 600, 622.
Hubbard, Benjamin, 277: —— Caleb, captain, 11: —— Elizur, lieutenant, 178; captain, 377: —— Jeremiah, ensign, 433; lieutenant, 587: —— John, 153, 208, 316, 401; justice, 7, 174, 288, 419, 576; probate judge, 5, 172, 287, 417, 574; ensign, 242: —— Rev. John, 108, 259: —— Leverett, captain, 12; lieutenant-colonel, 428: —— Stephen, 277; lieutenant, 11; captain, 587: —— William, 557; captain, 521.
Hubbell, Ephraim, 408; deputy for New Fairfield, 92, 123, 414, for Kent, 170, 235, 512, 572; justice, 8, 175, 289, 420, 578: —— Ebenezer and William G., 635: —— Jedidiah, surveyor, 128; captain, 375: —— John, lieutenant, 177: —— Jonathan, 57.
Hulet, John, 266: —— Michael, 403.
Hull, Andrew, 228; lieutenant, 297: —— Damaris, 621: —— Daniel, 114: —— George, 230: —— Jeremiah, 644: —— John, 352, 621; ensign, 377; lieutenant, 430: —— Joseph, 231, 342, 406; deputy for Derby, 169, 235, 283, 359, 414, 511, 571; justice, 174, 288, 419, 576: —— Seth, 230.
Humiston, Caleb, justice, 7, 174, 288, 419: —— Daniel, 569: —— Ephraim, ensign, 296.
Humphreville, Samuel, 538.
Humphrey, Daniel, 120: —— Dositheus, 472: —— Dudley, surveyor, 128: —— Elihu, 540; captain, 524: —— Ezekiel, 332, 605, 612: —— Hezekiah, 20, 54,

370; deputy for Simsbury, 1, 413, 571; justice, 7, 173, 288, 418, 576: —— James, 545: —— John, deputy for Simsbury, 283: —— Jonathan, 55; deputy for Simsbury, 358: —— Oliver, deputy for Simsbury, 91, 122, 168; justice, 174, 288, 418, 576.
Hunt, Joseph, lieutenant, 12; captain, 588.
Huntington, Andrew, ensign, 585: —— Benjamin, 442, 465, 527, 529, 610; deputy for Norwich, 414, 511, 571; justice, 7, 174, 289, 420, 577: —— Eleazer, ensign, 582: —— Hannah, 563: —— Hezekiah, 41, 159, 196, 261, 634; nominated, 95, 246, 366, 515; chosen assistant, 3, 170, 285, 415, 573; present, 1, 91, 122, 168, 234, 282, 355, 358, 411–3, 504, 510, 567, 570, 657; judge county court, 5, 171, 286, 417, 574, probate court, 6, 172, 287, 417, 575: —— Isaac, captain, 179: —— Jabez, 477; auditor, 423; deputy for Windham, 359, 512, 571; nominated, 95, 246, 366, 515; chosen assistant, 3, 170, 285, 415, 573; present, 1, 91, 122, 168, 234, 282, 355, 358, 411, 415, 504, 510, 567, 570, 657: —— Jedidiah, ensign, 243; lieutenant, 524: —— John, 256, 563: —— Jonathan, justice, 8, 175, 290, 420, 578: —— Samuel, 256, 563; justice, 7, 8, 174, 288, 289, 418, 420, 576, 577: —— William, lieutenant, 585.
Huntley, James, ensign, 375.
Hurd, Ebenezer, 496: —— Elnathan, captain, 298: —— Ephraim, 252: —— Nathan, cornet, 15; lieutenant, 182; captain, 523: —— Zadock, 626.
Hurlburt, Butless, 315: —— Ebenezer, 648: —— Elisha, lieutenant, 14: —— Joseph, 312, 370: —— Josiah, 218; lieutenant, 15: —— Samuel, captain, 9: —— Titus, 79, 261, 354, 424, 656: —— William, 557, 648.
Hutchins, Benjamin, 370: —— Nathan, captain, 291: —— Silas, 403; deputy for Killingly, 235, 414: —— Wyman, 402.
Hutchinson, Eleazer, lieutenant, 589: —— John, justice, 9, 176, 290, 421, 578.
Hyslop, William, 455.

Indians: lands in East Haven, 158, 307, in Farmington, 54, 192; Scatacook, in Kent, 542; Golden Hill, in Stratford, 65; Wongum, in Middletown and Chatham, 629; Mohegans, conference with, 187–8, overseers of, 261; Mohegan case, Mr. Life's bill, 516.
Ingals, Zebadiah, lieutenant, 373; captain, 523.
Ingersoll, David, justice, 419, 576: —— Jared, justice, 7, 174, 288: —— Mehitabel, 410.
Inhabitants, admission of, 362.
Insolvency, special acts, A. Beach, 601; M. Bellamy, 602; G. Caldwell, 453; B. Chew, 527; J. Clark, 531; W. Cobb, 536; W. Jepson, 598; A. Jones, 455; R. Marvin, 605; G. Saltonstall, 601; J. Sluman, 451; J. Wilds, 539, 599.
Insolvent estates, commissioners on, to be sworn, 421.
Irons, George, 505.
Irwin, Patrick, 355, 505, 658.
Isaacs, Benjamin, captain, 182: —— Ralph, 34, 143, 208, 257, 310.
Isham, John, lieutenant, 297: —— Joseph, 410, 539, 597, 599.
Ives, Bezaleel, lieutenant, 435: —— Dan, 322, 389: —— Josiah, ensign, 437: —— Noah, ensign, 239; lieutenant, 296.

Jackson, Richard, agent, letters to, 76, 88; money sent to, 78, 128, 304, 366; procures Mediterranean passes, 101; thanked, and plate presented to, 518: —— William, 385.
Jamison, Isaac, 358: —— Robert, 501, 558.
Jarvis, Henry, 357, 412: —— Samuel, 113.
Jauncey, James, 408, 602, 606.
Jennings, Ebenezer and Rebecca, 211.
Jepson, James, 544: —— William, 449, 529; insolvent, 450, 530, 598.
Jerome, Stephen, 212.
Jervis, Edward, 659.
Jewett, Caleb, deputy for Sharon, 360: —— Joseph, ensign, 10; lieutenant, 526: —— Nathan, ensign, 588.
Johns, Stephen, captain, 436.
Johnson, Caleb, 563: —— Dan, justice, 289, 419, 576: —— Ebenezer, captain, 11; ensign, 581: —— Elijah, 275, 333: —— Isaac, 501, 644; ensign, 12; lieutenant, 588: —— John, 660: —— Jonathan, 356: —— Joseph, 275, 333: —— Nathan, deputy for Stafford, 288, 511; captain, 296: —— Nathaniel, ensign, 375: —— Obadiah, lieutenant, 99: —— Oliver, lieutenant, 11: —— Peter, 148: —— Samuel, 614; lieutenant, 294; ensign, 378: —— Stephen, preached election sermon, 286: —— William, 266; ensign, 96; lieutenant, 374; captain, 521: —— William Samuel, 427, 656; letters to and from, 76, 89, 299. 424; to continue in England, 78; money sent to, 426; settlement of accounts, 518; thanked, 510; nominated, 95, 246, 366, 515; chosen assistant, 4, 170, 285, 415, 573; present, 510, 567, 570, 657; may build toll-bridge, 561.
Johnston, John, 658.
Johonnot, Daniel, 457.
Jones, Amasa, 18, 103, 455: —— Amos, lieutenant, 184: —— David, 38: —— Ebenezer, 647; lieutenant, 241; captain, 436: —— Henry, lieutenant, 184: —— James, 167: —— Nathaniel, 398, 554, 654: —— Samuel, 496, 531.
Judd, Daniel, ensign, 240; lieutenant, 584: —— Elnathan, 385, 493: —— James, 72: —— Thomas, 393: —— Timothy, 562, 573; deputy for Waterbury, 511, 571; justice, 7, 174, 288, 419, 576.
Judson, Agur, captain, 433: —— Daniel, captain, 14: —— David, ensign, 15; lieutenant, 520: —— Elisha, 626: ——

Ephraim, 252: —— James, cornet, 523: —— Timothy, ensign, 377; captain, 525.
Justice of the peace, no appeal from, in action for debt, 185.

Keeler, Samuel, ensign, 431; 432.
Keeney, Ebenezer, 24, 148, 197.
Keith, John, 504, 535, 654.
Kelley, John, 619, 657.
Kellogg, Abraham, ensign, 180: —— Isaac, 537; deputy for New Hartford, 3, 93, 124, 170, 236, 284, 415; justice, 6, 176, 290, 421, 578: —— Moses, 337, 545: —— Stephen and Elizabeth, 273, 391.
Kelsey, Ezekiel, 263: —— William, 68.
Kendal, John and Mary, 49.
Kennady, John, ensign, 521.
Kensington asks to be divided, 109, 157.
Kent: some set to E. Greenwich society, 67; public lands in, 368; grant to Rowley, 480; Indians in, 542; bridge in, 548, 561.
Kent, Benjamin, 45, 487; deputy for Suffield, 413: —— Dudley, 46, 487: —— Elias and Joanna, 343: —— Samuel, 246, 343, 557; deputy for Suffield, 1, 92, 123, 168, 234, 283; justice, 7, 173, 288, 418, 576.
Ketchum, Samuel, ensign, 589.
Keyes, Stephen, 480.
Kibbee, Isaac, grant of ferry to, 63; ensign, 177: —— Zerah, deputy for Somers, 511.
Kibbee's Ferry, 63, 215.
Kilbourn, Abraham, deputy for Litchfield, 169, 235, 284, 360: —— Benjamin, lieutenant, 179: —— Samuel, 545.
Killam, Jeptha and Phebe, 56.
Killingly, divided into two societies, 402.
Killingworth, list, 474.
Kimberly, Gideon, Isaac, Silas, etc., 353: —— John, deputy for Glastonbury, 1, 92, 123, 169, 234, 283, 358, 414, 511, 571; justice, 7, 173, 288, 418, 575.
Kincaid, Thomas, lieutenant, 586.
King, petition to the, 86.
King, Alexander, 450, 557, 648; deputy for Suffield, 1, 92, 123, 168, 511, 571; justice, 7, 173, 288, 418, 576: —— Hezekiah, lieutenant, 436: —— Joseph, 450: —— Seth, ensign, 436: —— William, ensign, 524.
Kingsbury, Asa, ensign, 588: —— Ebenezer, deputy for Coventry, 235, 512, 572: —— Jonathan, deputy for Windham, 92, 123: —— Thomas, 349.
Kingsley, Enoch, 140.
Kinne, David, ensign, 523: —— James, captain, 297: —— Jeremiah, justice, 8, 175, 290, 421, 578: —— Moses, 547; deputy for Voluntown, 512.
Kinsman, Jeremiah, captain, 242.
Kirby, John, 35.
Kirtland, Constant, 653: —— Ezra, quarter-master, 100: —— Gideon, ensign, 128; lieutenant, 377: —— Joseph and Ziporah, 163.
Kissam, Benjamin, 153, 254.
Knapp, Aaron and Francis, 393: —— David, 339; justice, 8, 175, 289, 420, 577: —— Titus, 139, 194.
Knowles, Abraham, 460.
Knox, William, 463, 540, 545; lieutenant, 588.
Lacy, Thaddeus, captain, 181.
Lamb, James, lieutenant, 242: —— Thomas, 36, 145.
Land, belonging to the colony, 101, 368–9, 423; west of New York claimed, 427; attachments and executions on, 361; perambulation of bounds, 579.
Landon, Asa, ensign, 177: —— James, deputy for Salisbury, 284, 360; justice, 9, 175, 290, 421; ensign, 97; lieutenant, 177.
Lane, Enos, 329, 380: —— Noah, lieutenant, 374: —— Samuel, ensign, 95: —— Stephen and Phebe, 352: —— William, 502.
Lankton, John, ensign, 95.
Larkin, Edward, 395.
Larrabee, Timothy, 642.
Larrows, William, 411.
Lathrop, Lothrop, Benjamin, 231: —— Daniel, 41, 59, 133, 191, 202, 325, 465, 467, 536, 604; justice, 420, 577: —— Ebenezer and William, 634: —— Elisha, 537; deputy for Norwich, 2; justice, 8, 174, 289, 420, 577: —— Rufus, 620; deputy for Norwich, 571; justice, 577.
Lattimer, Elizabeth, 142: —— Jonathan, 151; justice, 174, 289, 420, 577: —— Robert, 315: —— Samuel, 142, 527, 529.
Law, Ann, 142: —— Richard, 133, 142, 191, 313, 467, 527–9, 546; deputy for New London, 2, 92, 123, 169; justice, 7, 174, 289, 420, 577.
Lawrence, John, 22, 37, 38, 78, 82, 106, 128, 233, 304, 312, 354, 366, 384, 410, 423, 426, 463, 483, 501, 502, 597, 656; auditor, 75; deputy for Hartford, 91, 122; candidate for treasurer, 4, chosen, 129, 170, 285, 415, 573; to collect colony dues, 517; justice, 419, 575: —— John jr., 545: —— Samuel, 605; deputy for Simsbury, 511: —— William, 544.
Laws, to be printed, 75, 121; to be sent to England, 76; index to be prepared for, 120.
Lawson, Thomas, lieutenant, 374.
Lay, John, 286; deputy for Lyme, 169, 235, 283; justice, 8, 174, 289, 419, 577: —— William, ensign, 589.
Leach, Ebenezer, 635.
Leaming, Aaron, 231.
Learned, Daniel, Henry, Rachel, 484: —— Ebenezer, deputy for Killingly, 284, 512: —— Samuel, deputy for Killingly, 93, 124, 359: —— Simon, deputy for Killingly, 235, 414, 572.
Leavensworth, David, ensign, 429: —— Edmund, 251: —— Mark, preached election sermon, 573.
Lebanon, riot at, 216; pond in, 438; meeting house in, 335, 378, 493, 632; unpaid taxes, 473, 651.
Ledlie, Hugh, 232, 444, 604: —— Mary, 507: —— Timothy, 544.

Ledyard, Austin, 545: —— Ebenezer, deputy for Groton, 571; justice, 577: —— John, 25, 78, 105, 128–9, 218, 262, 282, 304, 314, 329, 337, 366, 384, 426, 450–1, 504; auditor, 75, 186, 238; deputy for Hartford, 1, 168; justice, 6, 173, 288, 418.
Lee, Abner, 328: —— Benjamin, justice, 8, 174, 289, 419, 577: —— Daniel, deputy for Kent, 93, 124; justice, 9, 175, 290, 421: —— Elijah, 274: —— Isaac, 343; deputy for Farmington, 1, 91, 122, 168, 234, 282, 511, 570; justice, 7, 173, 288, 418, 576; lieutenant colonel, 238: —— Jared, 72; justice, 7, 173, 288, 418, 576: —— John, ensign, 294: —— Seth, 152: —— William, deputy for Ridgefield, 2, 92, 123, 169, 235, 414, 571: —— Dr., 659.
Leet, Allen, quarter-master, 522, cornet, 586.
Leffingwell, Christopher, deputy for Norwich, 283; justice, 289, 420, 577; lieutenant, 96; sets up paper mill, 212, 580.
Lester, Jonathan, 268; cornet, 97; captain, 298: —— Timothy, deputy for Preston, 511.
Levi, Huldah, 659.
Lewis, Barnabas and Susanna, 30: —— David, 561: —— Gershom, 102: —— Ichabod, justice, 8, 175, 289, 420, 577: —— Isaac, 602: —— Job, ensign, 431: —— John, captain, 296: —— Lothrop, justice, 8, 175, 289, 420, 577: —— Nathan and Betty, 556: —— Samuel, 534; justice, 419, 576: —— William, ensign, 374.
Life, Thomas, colonial agent, 516.
Limitation of action of book-debt, 125.
Lincoln, John, lieutenant, 100.
Linsley, Dan, ensign, 430.
Lister, Jonathan, 610.
Listers, number of, 74; instructed, 513.
Lists, 76, 121, 226, 246, 305, 368, 467, 519, 653; how corrected, 579.
Litchfield, school land of South Farms, 41, 138; winter parish, N. W. part, 149; list, 482.
Litchfield county, terms of superior court in, 299, of county court, 578; deputy sheriffs in, 404; Wadhams v., 355.
Little, Ezekiel, lieutenant, 584: —— Gamaliel and John, 216.
Livingston, Robert, 37, 210, 532.
Lockwood, James, 9: —— Samuel, ensign, 525: —— Theophilus and Hannah, 627.
Loid, Joseph, 627.
Loomis, Abraham and Ezekiel, 51: —— Amasa, ensign, 241: —— Job, 640: —— Joel, 39, 207, 354: —— John, 346; ensign, 292: —— Jonah, 53, 648: —— Joseph, 216: —— Matthew, ensign, 177: —— Nathaniel, 20, 219, 640: —— Odiah, 219, 255, 321, 464, 590: —— Silas, 66.
Lord, Abner, ensign, 526: —— Elijah, 448, 618: —— Elisha, 137, 545: —— Elizabeth, 641: —— Enoch, 568; captain, 245: —— Epaphras, justice, 7, 173, 288, 418, 576: —— John and Susannah, 165: —— John H., 517: —— Lynde, deputy for Litchfield, 512, 572; captain, 127; sheriff, 568: —— Richard, justice, 7, 174: —— Samuel, lieutenant, 521.
Lotteries: for M. Stewart, 139, 206, Ousatonic river, 162, 269, 387, long wharf, 622, Connecticut river, 643.
Low, Peter, 356.
Lucas, William, 223, 333.
Lusk, John, 502.
Lyman, Aaron, justice, 7, 174, 288, 419, 576: —— Daniel, 58, 310, 379, 384, 405, 419, 493, 538, 600; justice, 7, 174, 288, 419, 576: —— Medad, 538: —— Moses, 36: —— Phineas, 329.
Lyme, society from part of (Chesterfield), 46, 151; fishery at, 118, 126, 271, 401; ferry, 219.
Lynds, William, 659.
Lyon, Daniel, deputy for Redding, 235; lieutenant, 98: —— David, 458: —— Henry, deputy for Redding, 169; justice, 420, 577: —— Nehemiah, 102; deputy for Woodstock, 2, 93, 124, 235: —— Peter, ensign, 295; lieutenant, 431: —— Samuel, 595.

Mack, Daniel, 162: —— John, 618.
Mackal, Joseph, 51; quarter-master, 97; cornet, 431.
McDaniel, John, 658.
McEvers, Charles, 466, 541.
McIntosh, Duncan, 49.
McKinzey, Enoch, 140.
Magee, Michael, 411.
Malbone, Godfrey, 397.
Mallet, David and John, 47: —— Peter, 26.
Maltbie, Benjamin, captain, 13: —— James, 342.
Manly, William, 200; deputy for Windsor, 511.
Manning, Ephraim, lieutenant, 239; captain, 429: —— Hezekiah, 438; deputy for Windham, 469; justice, 8, 175, 290, 420, 578: —— John, ensign, 15: —— Josiah, quarter-master, 521.
Mansfield, unpaid taxes, 392.
Mansfield, Jonathan, 477: —— Moses, 370, 569: —— Nathan, ensign, 13; lieutenant, 523: —— Stephen, 477, 601.
Manufactures: paper, 211, 580; salt, 212; steel, 617; type, 273.
Manwaring, William, 442.
Marcy, Asahel and Benjamin, 133, 198: —— Nathaniel, ensign, 98: —— Reuben, ensign, 183; lieutenant, 378: —— Stephen, captain, 98.
Maritime affairs: Mediterranean passes, 89, 101; navigation of Connecticut river, 383, 503, 643.
Marks, Mary, 476: —— Mordecai, 148, 476: —— Thomas, 217, 262: —— Zachariah, 410.
Marlow, John, 229.
Marsh, Ambrose, 28, 149: —— Cyrus, 102, 269, 387; justice, 9, 175, 290, 421: —— Daniel, 453, 540: —— Ebenezer, deputy for Litchfield, 3, 169, 235, 414; justice,

9, 175, 290, 421; probate judge, 6, 173, 287, 418; resigns colonelcy, 520: —— John, 41, 138; deputy for Litchfield, 3, 414: —— Jonas and Moses, 154, 216: —— Rebecca, 228, 279: —— Roger, captain, 525: —— Solomon, lieutenant, 127.
Marshall, Amasa, 231: —— Noah, deputy for Torrington, 512: —— Thaddeus and Stephen, 139, 194: —— Thomas and Elizabeth, 71.
Marston, Nathaniel, 16, 129, 458.
Martin, Andrew, captain, 179: —— Ebenezer, 616: —— Jonathan, 328.
Martindale, Zadock, 204.
Marvin, Barnabas, ensign, 180: —— Dan, 618; lieutenant, 431; captain, 589: —— Elisha, 49: —— James, ensign, 431; lieutenant, 589: —— John, deputy for Sharon, 3: —— Joseph, 607: —— Ozias, lieutenant, 180: —— Reynold, 605.
Mason, Jeremiah, ensign, 14; lieutenant, 584: —— John, his suit, 188.
Massachusetts: Speaker West to speaker of, 90; evidence to be collected as to boundary, 426.
Mather, Eleazer, 554, 616, 626; deputy for Lyme, 359; justice, 420, 577: —— Joseph, deputy for Lyme, 283: —— William, ferry grant to, 215.
Matthews, Thomas, deputy for Waterbury, 283, 359, 414; justice, 7, 174, 288, 419, 576.
Mattocks, Samuel, 411.
Mattoon, Gershom, 232.
May, Hezekiah, 607.
Meach, Joshua, lieutenant, 298: —— Moses, 140.
Meacham, Joseph, 160.
Mead, Amos, deputy for Greenwich, 283, 359, 414, 512, 571: —— Benjamin and Gideon, 627: —— David, Jabez, Sarah, Titus, 624: —— John, 339; deputy for Greenwich, 2, 92, 123, 169, 235, 283, 414, 512, 571; justice, 175, 289, 440, 577: —— Matthew, 497: —— Peter, 339; justice, 8, 175, 289, 420, 577; surveyor, 308: —— Stephen, 458; deputy for Redding, 93, 123, 283; justice, 8, 175, 289.
Meaker, Daniel, 16, 129.
Mediterranean passes, 89, 101.
Meigs, Josiah, justice, 7, 174, 288, 419, 576: —— Return J., ensign, 294.
Merchants and traders, how taxed, 513.
Meredith, Griffith, 406, 425, 506, 508.
Meriam, Benjamin, lieutenant, 97; captain, 182: —— Munson, lieutenant, 298.
Meriden, dissatisfaction with minister at, 108, 259, 655.
Merrells, Abel, 332, 605; deputy for New Hartford, 93, 124, 284, 360, 512, 572: —— Hezekiah, 545: —— Thomas, 232.
Merrick, Joseph, ensign, 374; lieutenant, 521: —— Minor, 496.
Merriman, Caleb, justice, 7, 174, 288.
Metcalf, Elijah, quarter-master, 431: —— Jonathan, 256, 563, 604: —— Samuel, 216: —— William, 256, 563; justice, 8, 175, 290, 420, 578.
Middlebrook, John, 275, 409: —— Nathan and Sarah, 140.
Middleton, William, 648.
Middletown, some set to for schooling, 159: Westfield meeting-house, 109, 215, 398; fishery at, 258; unpaid taxes, 472; Indians in, 629.
Miles, Joseph and Alice, 273: —— Justus, 329: —— Stephen, ensign, 378.
Milford: part annexed to Bethany, 154; ministerial land, 213; *v.* Gillett and Morris, 564.
Militia: field officers appointed, 9, 238, 290, 372, 428, 519, 520, 581; disorder on election day, 79; governor's guards, 544, 615; some of New Hartford annexed to Torringford, 119; quarters for regulars, 126, 422; second troop in Fairfield county, 154; Norfolk militia exercise established, 190; 15th regiment established, 236; 16th regiment established, 512; treats by officers discountenanced, 580.
Miller, David, ensign, 13; lieutenant, 434: —— Isaac, ensign, 15; lieutenant, 434: —— Jeremiah, 213; justice, 7, 174, 289, 419, 576: —— John C., Micah, Elizabeth, 332, 632.
Mills, Amasa, ensign, 185; lieutenant, 588: —— Gideon, 612: —— Lewis, 548; ensign, 376: —— Pelatiah, 650: —— Roswell, 39, 53, 207, 354, 648: —— Samuel, 228; ensign, 437: —— Stone, 71.
Minard, Jonathan, ensign, 96; lieutenant, 581.
Mines at Salisbury, 45, 309.
Minor, Charles, 232: —— Ephraim, lieutenant, 183: —— Ezekiel, 407: —— Jesse, 46: —— Nathaniel, justice, 289, 420, 577: —— Phineas, 70: —— Seth, ensign, 525: —— Turner, 46.
Mitchell, Eleazer, 478; lieutenant, 432.
Mix, John, 538; lieutenant, 13; captain, 523: Jonathan, 27, 71: —— Samuel, 593.
Moffatt, Thomas, deputy for Killingly, 3; justice, 8, 175, 290, 420, 578.
Mohegan Indians, conference with, 187; overseers of, 261; case, 516.
Monger, Timothy, ensign, 429.
Mookler, James, 36.
Moore, Lydia, 219.
Morehouse, Ebenezer, Gideon, Grummon, 635: —— Elizabeth, 554: —— Joseph, 394, 554: —— Lemuel, lieutenant, 244; captain, 432: —— Nathan, lieutenant, 12.
Morey, Israel, 315.
Morgan, Daniel, surveyor, 371: —— James, lieutenant, 185; captain, 523: —— John, lieutenant, 376; captain, 434: —— Joseph, 396, 485: —— Samuel, deputy for Preston, 2, 169; justice, 7, 174; ensign, 582: —— Theophilus, 65, 528, 554; deputy for Killingworth, 92, 123, 169, 235, 283, 359, 571; justice, 174, 289, 419, 577: —— Thomas, deputy for Killingworth, 2: —— William, 614.

Morison, Benjamin, 545: —— Norman, 463, 540.
Morris, Abraham, 30, 104: —— Benjamin, captain, 292: —— Daniel, 65: —— Ephraim, 393: —— George, 564: —— Henry, 26: —— James, 357: —— Jonathan, ensign, 585: —— Stephen, 496, 526, 569: —— William, 30, 104.
Morse, Benjamin, 497: —— Elihu, lieutenant, 431: —— Jedidiah, deputy for Woodstock, 2, 93, 124, 414, 512, 572.
Mortimer, Philip, 268, 281, 314.
Morton, John, 30: —— Samuel, 623.
Mosely, Increase, 37, 209, 269, 345, 390, 405, 491, 605, 659; deputy for Woodbury, 572; justice, 9, 175, 290, 421, 578; lieutenant, 525: —— Isaac, captain, 101: —— Thomas, 531, 596.
Moses, Abel, 548: —— Timothy, ensign, 97.
Moss, Barnabas, 451: —— Elihu, ensign, 376: —— Isaiah, 602: —— Jesse, ensign, 297: —— Joseph, captain, 375.
Mossock, Solomon (Ind.), 193.
Mott, Edward, 111: —— Samuel, deputy for Preston, 571; justice, 174, 289, 420, 577; surveyor, 79.
Mount Carmel, Sherman v., 656.
Muirson, George, 205, 478, 541.
Mumford, James, 47, 147, 190, 238: —— John, 152: —— Thomas, 47, 139, 206.
Munson, John, 509: —— Samuel, captain, 13: —— Walter, 322, 389: —— William, 542.
Murch, James, 216.
Murdock, John, deputy for Saybrook, 2, 169, 235, 283; justice, 7, 174, 289, 419, 577.
Murray, Cotton, 545: —— Robert, 153: —— Stephen, 502.
Mygatt, Eli, ensign, 127; lieutenant, 430.
Myrriss, Mary, 658.

Nash, Joseph, 650: —— Samuel, 209; deputy for Goshen, 3, 93, 124, 235, 284, 415, 572; justice, 9, 176, 290, 421, 578.
Nazareth society, in Voluntown, constituted, 547.
Negus, Elijah, 650.
Nettleton, John, 498: —— Nathan, 313.
Nevins, John, 544.
Newberry, Roger, 22, 144, 312, 384, 463, 533, 535, 537, 540, 604, 606; deputy for Windsor, 359; justice, 419, 575.
New Cambridge, D. Barns set to, 472.
New Canaan, dissatisfaction with Mr. Silliman, 218, 322, 345, 405, 491.
Newcomb, Daniel, 17, 103: —— Jonathan and Zelpha, 652.
New Danbury, society established, 393.
New Fairfield, east bounds of, 57; in 16th regiment, 512.
New Hartford, in Farmington probate district, 126; in 15th regiment, 238; A. Pettibone set to, 317; road to Colebrook, 473, 549, 641.
New Haven, school fund, 43; road to Windham, 78, 155, 188, 306, to E. Haddam, 495, 526; step stones to court house, 120, 281; Bethany enlarged, 153; White Haven meeting house, 538; Sherman v. Mount Carmel, 656; draining land in, 508, 569; records to be copied, 580; lottery for long wharf, 622.
New Haven county, deputy sheriffs in, 407.
New London, society from part of, (Chesterfield,) 46, 151; battery, 79, 354, 424, 656.
New Milford, bridge in, 625; draining land in, 661; church of England in, 329.
New Stratford, some set to, 338.
Newton, Fletcher, 313: —— Israel, lieutenant, 431: —— Roger, justice, 7, 174, 288; judge, county court, 5, 171, 286; death of, 428: —— Samuel, 167.
Newtown, in 16th regiment, 512; C. Baldwin set to Newbury, 59; road to Derby ferry, 135, 210, 249.
Nichols, George, 255, 280, 319, 439: —— Isaac, 556: —— James, 606: —— Jonathan, 395; captain, 581: —— Theophilus, 211, 595, 601; deputy for Stratford, 2, 92, 169, 235, 284, 359, 414, 512, 571; justice, 8, 175, 289, 420, 577: —— William, 231.
Noble, Israel and Zechariah, 561: —— Morgan, ensign, 291: —— Thomas, 661; deputy for New Milford, 415, 572.
Northbury, some set to, 475.
Northford, J. Fowler set to, 448.
Northrup, Amos, lieutenant, 241: —— Joel, 167: —— Jonah, 563.
North Stratford, Sanford v., 409.
Northway, Samuel, 332.
Norton, David, lieutenant, 245: —— Ebenezer, deputy for Goshen, 3, 169, 360, 512; justice, 9, 176, 290, 421, 578: —— Ichabod, lieutenant, 99: —— Jedidiah, 159: —— John, captain, 11; surveyor, 438: —— Samuel, ensign, 14; lieutenant, 96: —— Stephen, ensign, 10; lieutenant, 179: —— Thomas, 146.
Norwich, bridges, 268, 610, 630, 631; and Windham line, 201; Chelsea to be taxed, 307; unpaid tax, 620.
Nott, Gershom, 607.
Nova Scotia, brief for church in, 567.
Noyes, James, deputy for Stonington, 571: —— William, 383, 449, 452; deputy for Lyme, 414.

Odell, Samuel, justice, 577.
Olcott, James, 308, 352, 565: —— Joseph, 199: —— Josiah, 634, 649: —— Nathaniel, ensign, 178: —— Peter, lieutenant, 177: —— Samuel, 383, 503, 644.
Olds, Daniel, 619.
Olmsted, Daniel, lieutenant, 436: —— Ichabod, captain, 241: —— Joseph, deputy for Enfield, 168; justice, 7, 173, 288, 419, 576: —— Samuel, 17, 136; deputy for Ridgefield, 2, 92, 123, 283; justice, 8, 175, 289, 420, 577: —— Sarah, 17: —— Stephen, captain, 293.
Orcutt, Solomon, lieutenant, 375.
Orford society, Hartford, 634, 649.
Orviss, widow, 651.
Osbone, David and Mindwell, 608.

Osborne, Amos, ensign, 296: —— Jeremiah, 565: —— John, 629; captain, 179: —— Jonathan, 538: —— Thomas, 151, 498.
Osgood, William, justice, 8, 175, 290, 421.
Otis, James and Jane, 442.
Oviatt, John and Susanna, 313: —— Rhoda, 331.
Owen, Elijah, Eliphalet and Leonard, 36, 145: —— Joel, 493: —— John, 370, 428, 646; deputy for Simsbury, 1, 283, 358, 413, 511; justice, 7, 173, 288, 418, 576; probate judge, 172, 286, 417, 574.

Packer, Joseph, ferry grant to, 157.
Packer's ferry, fare of, 126.
Page, Ephraim, lieutenant, 127: —— Ichabod, 538: —— John, deputy for New Fairfield, 169, 235: —— Joseph, 70, 139, 206, 501.
Palmer, Abraham, 315: —— Elias, ensign, 588: —— Elias S., ensign, 435: —— Elijah, ensign, 297: —— Ichabod, lieutenant, 244: —— John, 231: —— Joseph, ensign, 298: —— Messenger, deputy for Greenwich, 2; justice, 8, 175, 289, 420, 577: —— Samuel, 315, 486: —— Walter, 232.
Paper-mill at Norwich, 212, 580.
Pardee, Benjamin, 565: —— Eliphalet, 570: —— James, deputy for Sharon, 170; ensign, 586: —— Jehiel, 115: —— Stephen, ensign, 11; lieutenant, 295: —— Thomas, 68; deputy for Sharon, 3, 93, 124, 235, 284.
Park, Parks, Benoni, 387: —— Elisha, 144: —— Joel, 482: —— Joseph, 207, 253: —— Robert, lieutenant, 178.
Parker, Abner, 644; makes chart of Saybrook bar, 383, 503: —— Edward, 258, 317: —— Jacob and Elizabeth, 280: —— Jonathan, ensign, 375.
Parmeley, Abraham, deputy for Goshen, 235: —— Amos, 150: —— Jehiel, 149: —— Samuel, lieutenant, 378: —— William, 661.
Parrish, Zebulon, 113, 349; captain, 100.
Parsons, David, 475: —— Marshfield, surveyor, 372: —— Samuel H., 479, 566; deputy for Lyme, 2, 92, 123, 169, 235, 359, 414, 511, 571; auditor, 75, 186, 238; justice, 8, 174, 289, 420, 577; major, 290.
Partridge, Asa, lieutenant, 523.
Patch, Quinton, 393.
Patten, Thomas, 136, 499, 550.
Patterson, James, 659: —— John, 502, 606: —— Mary, 660: —— Ruth, 502.
Paul, Edward, surveyor, 421: —— Moses, 645.
Payne, Amos, lieutenant, 429: —— Benjamin, 35, 37, 54, 109, 143, 157, 200, 208, 257, 300, 311, 337, 472, 516, 539, 604, 615, 650; deputy for Hartford, 91, 122, 234, 282, 358, 413, 510, 570; justice, 288, 418, 575: —— Daniel, 599; deputy for Woodstock, 169: —— Ebenezer, 370: —— Elisha, 599; deputy for Plainfield, 2; justice, 8, 175, 290, 420, 578: —— Seth, 45, 208, 260.
Pearl, Timothy, deputy for Willington, 168, 234, 413.
Pearsall, Thomas, 153, 601.
Pease, Aaron, 475: —— Emery, deputy for Somers, 1, 92, 123, 169, 234, 358, 413, 570: —— Ephraim, 36, 63; deputy for Enfield, 2, 92, 123, 168, 234, 413, 511, 571: —— Isaac, 232: —— Mary, 658, 659.
Peck, Abijah, 393: —— Benjamin, ensign, 96; lieutenant, 241; captain, 590: —— Benoni, 269: —— Ebenezer, set to E. Greenwich, 67: —— Elijah, 618: —— Eliphalet and Ezra, 393: —— Heath, deputy for Newtown, 2: —— Jedidiah, 618: —— Joseph, 137, 393: —— Timothy, 262, 629; ensign, 109.
Pedlars, regulated, 364.
Pelton, Paul, 72: —— Phineas, 460.
Penfield, John, ensign, 183; captain, 299: —— Peter, ensign, 295.
Pennsylvania: search for papers as to title to lands, 366, 518; claims to land in, 427.
Pepoon, Silas, lieutenant, 295.
Percival, R. and T. annexed to E. Hampton, 220.
Perkins, Daniel, captain, 98: —— Jabez, 536: —— Jacob, justice, 7, 174, 289, 420, 577; ensign, 524: —— James, lieutenant, 239: —— John, ensign, 582: —— Luke, justice, 7, 174, 289, 420, 577: —— Matthew, 193, 438: —— Solomon, captain, 239.
Perren, Samuel, lieutenant, 291.
Perry, Abijah, 616: —— Ebenezer, 231: —— Eliakim and Seth, 640: —— Elisha and Hannah, 340: —— James, 466, 593.
Peters, Bemsley, 203: —— Samuel, 107, 203.
Pettibone, Abraham, 200, 247; set to N. Hartford, 317: —— Giles, lieutenant, 436: —— Jonathan, 102; deputy for Simsbury, 91, 122; justice, 7, 173, 288, 418, 576: —— Ozias, ensign, 180; lieutenant, 524: —— Samuel, 646.
Phelps, Aaron, 256, 590: —— Alexander, 454; deputy for Hebron, 413; justice, 7, 173, 288, 418: —— Asa, 55: —— Asahel, 370, 474: —— Benajah, 568: —— Charles, 662; deputy for Stonington, 92, 123, 169, 235, 283, 359, 414, 511, 571; justice, 7, 174, 289, 420, 577; probate judge, 287, 417, 575; major, 372: —— Edward, ensign, 11: —— Elisha, ensign, 242: —— Jacob, 231: —— Jeremiah, 641: —— John, 48; deputy for Hebron, 2, 92, 123; justice, 7, 174, 288, 419, 576; ensign, 182; captain, 183: —— Joseph, 20; deputy for Harwinton, 572; ensign, 586: —— Joshua, lieutenant, 182; captain, 585: —— Josiah, deputy for Windsor, 168, 283, 413, 571, for Harwinton, 360, 415, 512; ensign, 240: —— Noah, surveyor, 79; lieutenant, 524: —— Roswell and Deborah, 20: —— Timothy, 507.

Phillips, George, 383, 503, 643: —— William, 456.
Phipany, Archibald, 101.
Picket, Daniel, 329: —— Joseph, 393.
Pierce, Abraham and Justus, 483: —— Ezekiel, 599; deputy for Plainfield, 2: —— John, 502; deputy for Plainfield, 284, 360, 414, 512: —— Joseph, 477, 483; justice, 421, 578; lieutenant, 374; captain, 432: —— Joshua, deputy for Cornwall, 170, 284; ensign, 433: —— Samuel, 562; ensign, 430; lieutenant, 581.
Pierpont, James, 508, 538, 569: —— Joseph, 322, 389.
Pierson, John, deputy for Killingworth, 2, 92, 123, 235; justice, 8, 174, 289, 419, 577: —— Samuel, lieutenant, 522.
Pinneo, James, ensign, 291.
Pinney, Daniel, 327: —— Isaac, 489, 636–7; deputy for Stafford, 168, 234, 283, 359, 511, 571; justice, 7, 173, 288, 419, 576; probate judge, 417, 574: —— Mabel and Philander, 489.
Pinto, Jacob, 37, 601: —— Solomon, 37.
Pitcher, Ebenezer, captain, 15: —— Jonathan, captain, 181.
Pitkin, Caleb, 229: —— Elisha, 455, 552; lieutenant, 99: —— George, 22, 80, 312, 322, 384, 463; captain, 11: —— John, 23, 25, 82, 171, 205, 218, 256, 257, 262, 319, 379, 466, 473, 537, 539–40, 549, 595, 599, 606, 641, 650; deputy for Hartford, 1, 168, 234, 282, 358, 413, 510, 570; justice, 7, 173, 288, 418, 575: —— Richard, lieutenant, 178: —— Thomas, deputy for Bolton, 1, 92, 123, 234, 511, 571; justice, 7, 173, 288, 419, 576: —— Timothy, 515: —— William, 120, 552; nominated, 95; chosen governor, 3, 170; present, 1, 91, 122, 168; to sign petition to the king, 76; death of, 236: —— William, jr., 68, 144, 155, 171, 208, 231, 258, 270, 300, 303, 411, 499, 516, 532, 606, 656; nominated, 95, 246, 366, 515; chosen assistant, 3, 170, 285, 415, 573; present, 1, 91, 122, 168, 234, 282, 355, 412, 413, 504, 509, 510, 567, 570, 657; judge, superior court, 237, 286, 416, 574. *v.* Blake, 23, 148.
Platt, Epenetus, lieutenant, 243: —— Joseph, 331, 400; deputy for Norwalk, 283; justice, 8, 175, 289, 420, 577: —— Obadiah, 661; ensign, 525.
Plummer, Ebenezer, 540, 606.
Pomfret: Church of England in Brooklyn, 397.
Pomroy, Joseph and Noah, 501: —— Medad, 331.
Pond, Bartholomew, lieutenant, 176.
Porter, Abner, captain, 522: —— Ashbel, lieutenant, 378: —— Daniel, 407: —— Elijah, 79: —— Ezekiel, 607: —— Gideon, 35: —— John, 34, 66, 223: —— Jonathan, 369, 423: —— Joshua, 32, 131, 382; deputy for Salisbury, 3, 169, 235, 284, 360, 415; justice, 9, 176, 290, 421: —— Noah, ensign, 590: —— Phineas, ensign, 585: —— Samuel, 635; lieutenant, 184, 296; captain, 586: —— Seth, 34, 66, 348: —— Thomas, 34, 66, 223; deputy for Cornwall, 93, 124, 170, 235, 284, 360, 415, 512.
Post, Jedidiah, captain, 372: —— Roswell, ensign, 435.
Potter, James, deputy for New Fairfield, 2, 169, 235, 283, 359, captain, 240: —— —— John, lieutenant, 13: —— Joseph, 66: —— Noah, 538.
Pratt, Daniel, lieutenant, 240: —— Joseph, 548; deputy for Kent, 284, 415: —— Ozias, 616: —— Peter, 256: —— Zechariah, ensign, 581.
Prentice, Prentiss, Abiel, 336: —— Esther, 142, 527, 529: —— John, 142, 201, 527, 529: —— Jonathan, 142: —— Samuel, justice, 7, 174, 289, 420, 577: —— Thomas, 501.
Price, John, 600.
Prindle, Joseph, ensign, 181; lieutenant, 376; captain, 521: —— Mark, ensign, 127.
Pritchard, James, 151.
Probate districts established, Farmington, 126, Simsbury, 586.
Provost, John and Eve, 602.
Public papers, committee to search for, 247, 304, 366–7.
Pulling, Elizabeth, 505.
Putnam, Israel, 631.
Pynchon, Joseph, 110, 661; deputy for Guilford, 2, 169; justice, 7, 174, 288.

Quarters for regulars provided, 126, 422.
Quintard, Isaac, lieutenant, 96.

Rainsford, Edward, 32: —— Rebecca, 627.
Ranny, Joseph, 281, 314.
Ransom, John, deputy for Kent, 3, 284; justice, 9, 175, 290, 421, 578: —— Samuel, quarter-master, 97.
Ray, John, 153, 232, 409, 602: —— Robert, 602.
Raymond, Christopher, 442; captain, 13: —— Jesse, surveyor, 308: —— John, ensign, 295; lieutenant, 583: —— Joshua, justice, 420, 577: —— Lemuel and Lydia, 347: —— Thomas, 62.
Read, Reed, John, 210, 218; deputy for Reading, 169, 359, 414, 571; justice, 8, 175, 289, 420, 577: —— Joseph, 545: —— Nathan, captain, 582: —— Zalmon, captain, 433.
Reading, horse-brand, 75; number of jurors for, 93; may send two deputies, 95.
Records and documents, committee to collect, 247, 304, 366–7, 424, 426–7, 656, 580.
Redfield, Theophilus and Martha, 351.
Reynolds, Samuel, 467, 547; deputy for Somers, 283; justice, 7, 174, 288, 419, 576: —— Timothy, ensign, 244; lieutenant, 525.
Richards, Benjamin, 231, 561; ensign, 521: —— Guy, 158, 309, 464, 546: —— John, 47, 70, 139, 201, 206, 231, 325, 346, 355, 527, 529: —— Joseph, captain, 374.

Richardson, James, 281, 309: —— John, 281: —— Jonathan, 308: —— Nathaniel, ensign, 585.
Ridgefield, in 16th regiment, 512.
Riley, Justus, 607.
Ripley, Jeremiah, ensign, 294; lieutenant, 586: —— John, quarter-master, 239; cornet, 292; lieutenant, 588.
Risley, Deborah, 647.
Robbins, John, 217, 379; captain, 183.
Roberts, Jabez, ensign, 98: —— James, John, Marv, Paul, 611: —— Nathaniel, 627: —— William, 443.
Robertson, James, ensign, 179: —— William, 599.
Robinson, Edward, 545: —— Elijah, lieutenant, 375: —— Ichabod, 545: —— Jonah, 655: —— Josiah and Eunice, 559: —— Samuel, 661: —— Thomas, 142.
Rockwell, Joseph, 473, 549: —— Matthew, 563: —— William and Hannah, 164.
Roe, Moses, ensign, 430.
Rogers, Charity, Ransford, Simeon, 442: —— David, 660: —— Joseph, 313, 442: —— Josiah, deputy for Branford, 2, 92, 123, 234, 283; justice, 7, 174, 289, 419, 576; lieutenant, 240: —— Uriah, deputy for Norwalk, 571; captain, 377: —— William, 262.
Roland, Rowland, David, 542: —— Uriah and William, 328.
Roosevelt, Jacobus, 460.
Root, Benjamin, 493: —— Ephraim, 71, 107; deputy for Coventry, 2, 235, 360, 414; justice, 8, 175, 290, 420, 578: —— Jesse, 168, 518.
Roots, Amos, 336.
Rose, Jacob, 495: —— Justus, lieutenant, 14: —— Peter, captain, 185: —— Reuben, ensign, 180: —— Samuel, 607.
Ross, Robert, 218.
Rosseter, Nathan, captain, 378: —— Nathaniel, 110.
Roth, Benjamin, 136, 550: —— Joseph, 136.
Rowley, Abijah, ensign, 372: —— Moses, 220, 270, 480.
Rowling, John, 357.
Royce, Elisha, 600: —— James, lieutenant, 13; captain, 181: —— Moses, captain, 100: —— Phineas, 498; justice, 576.
Ruggles, Benjamin and Joseph, 214: —— Lazarus, 625: —— Nathaniel, justice, 7, 174, 288, 419, 576.
Rumsey, Hezekiah, 345.
Rundell, Eli, captain, 373.
Russell, Daniel, 567: —— Edward, deputy for Branford, 571; ensign, 298: —— Ithiel, deputy for Branford, 359: —— Jonathan, justice, 7, 174, 288, 419, 576: —— Noadiah, ensign, 299: —— Samuel, 353; deputy for Branford, 169; captain, 100: —— Thomas, 221; deputy for Cornwall, 3, 235, 572; justice, 9, 176, 290, 421, 578: —— Timothy, justice, 7, 174, 288, 419, 576.
Rust, John, 315: —— Noah, ensign, 10.
Rutsen, John, 45.
Sabin, Charles, 232, 354: —— Hezekiah, 655: —— Josiah, captain, 291.
Sacket, Justus, deputy for Kent, 415: —— Samuel, justice, 7, 174, 288, 419, 576.
Sage, Allen, 281: —— Comfort, 474: —— David, deputy for Chatham, 1, 168, 413, 570; justice, 7, 174, 288, 419, 576: —— Solomon, captain, 182.
St. John, Daniel, quarter-master, 182.
Salaries granted, 81, 120, 233, 281, 354, 410, 502, 566, 656.
Salisbury: iron mine, 45, 309; unpaid taxes, 382.
Sally, William, 659.
Salter, John, deputy for Mansfield, 3, 169; justice, 175, 290, 420, 578: —— Richard, preached election sermon, 5.
Saltonstall, Gurdon, 187, 302, 464, 510, 517, 601; deputy for New London, 235, 283, 359, 414, 511, 571; nominated, 515; justice, 174, 289, 419, 577; probate judge, 6, 172, 287, 417, 575; committee to search for papers, 367: —— Winthrop, 613.
Sanford, Abiah, 409: —— Andrew and John, 71: —— Daniel, 344; ensign, 433: —— Ebenezer, 409: —— Hezekiah, deputy for Reading, 512, 571: —— Jonah, ensign, 377: —— Lemuel, deputy for Reading, 283, 359, 414; justice, 420, 577: —— Moses and Philemon set to Northbury, 475: —— Samuel, 71, 449.
Sanger, Nathaniel, 550.
Satterly, Elisha, quarter-master, 522.
Saunders, John, 331, 400.
Savage, Samuel, lieutenant, 182; captain, 585.
Savery, Thomas, 17, 102.
Saw-mill logs, trespass in taking up, 514.
Saxton, Abigail, 160: —— John, 81.
Saybrook, Warner's ferry, 186, 219; chart of bar, 383; fishery, 616.
Scofield, Samuel, 113.
Scott, Enoch, 533: —— Hannah and Martha, 494: —— Samuel, 498, 533: —— Wait, 406, 561: —— William, 593.
Scovill, Elijah, ensign, 377: —— Noah, 68, 616.
Scranton, Jared and Timothy, 495.
Sears, Charles, ensign, 290; captain, 584: —— Hezekiah, ensign, 582: —— Matthew, 495: —— Theophilus, 506.
Sedgwick, Abraham, 471, 499; lieutenant, 373: —— Stephen, 28.
Seely, Abel, 57, 401: —— Benjamin, 401: —— Gideon, 395: —— Wyat, ensign, 429.
Segar, John, 393.
Selden, Ezra, 409; deputy for Lyme, 2: —— Samuel, 41, 626, 634, 649; deputy for Lyme, 92, 123, 511, 571; justice, 8, 174, 289, 419, 576: —— Thomas, deputy for East Haddam, 1, for Haddam, 168, 234.
Selden's cove, fishery, 48, 126.
Semester, John, 506.
Separates exempted from penalties, 360.

Serjents, Isaac, quarter-master, 588.
Sessions, Abner, justice, 8, 175, 290, 421, 578: —— John, ensign, 373.
Seward, Caleb, 55, 334: —— Joseph, captain, 436: —— William, captain, 291.
Sewers, commissions granted of, 508, 569, 661.
Seymour, Aaron, 545: —— Elisha, 467, 650: —— Israel, 544; ensign, 297: —— John, 535: —— Jonathan, 200, 205, 257, 319, 379: —— Richard, lieutenant, 178: —— Seth, captain, 431: —— Thomas, 381, 459; justice, 576: —— Timothy, 471.
Shapley, Adam, lieutenant, 176: —— Daniel, John, Abigail, 158.
Sharon, new society asked for, 68.
Shaw, John, ensign, 181: —— Joseph, 566, 595, 639: —— Nathaniel, 325, 355.
Sheele, William, 568.
Sheldon, Daniel, captain, 297: —— Elisha, 37, 109, 157, 269, 342, 355, 406, 568; nominated, 95, 246, 366, 515; chosen assistant, 3, 170, 285, 415, 573; present, 1, 91, 168, 234, 355, 358, 411, 504, 509–10, 567, 570, 657; justice, 578: lieutenant, 14; captain, 97: —— Epaphras, 28; justice, 9, 176, 290, 421, 578, surveyor, 438: Gershom, lieutenant, 11: —— Isaac, 199: —— Phineas, 534.
Shelton, Samuel, 251: —— Thaddeus, 251, 252.
Shepard, Benoni, 226: —— Daniel, lieutenant, 299: —— Jared, ensign, 182; lieutenant, 585: —— Simon, captain, 437.
Sherbrook, Miles, 466, 593.
Sheriffs: appointed, 509, 568; deputies in Hartford co., 218, Fairfield co., 395, Litchfield co., 404, New Haven co., 407.
Sherman, Daniel, 109, 157, 269, 345, 387, 405, 491, 605, 634, 649; deputy for Woodbury, 3, 93, 124, 169, 236, 284, 360, 415, 512, 572; justice, 9, 175, 290, 421, 578; probate judge, 6, 173, 287, 418, 575; in nomination, 515: —— David (Ind.), 542: —— Nathaniel, 656: —— Roger, 189, 306, 496, 518, 538; nominated, 95, 246, 366, 515; chosen assistant, 3, 170, 285, 415, 573; present, 1, 91, 122, 168, 234, 282, 355, 358, 411–3, 504, 509–10, 567, 570, 657; to make index of laws, 120: —— Samuel, justice, 7, 174.
Sherwood, Abel, 340: —— Amos, 276: —— Jabez, 139, 409, 503: —— Samuel, justice, 8; quarter-master, 177; captain, 524.
Shipman, Edward, captain, 10: —— John, 118, 370; deputy for Saybrook, 2, 235, 359; justice, 8, 174, 289, 419, 577: —— Samuel, 107, 203.
Shove, Daniel and Seth, 393.
Sickness, an act revived, 74, 185.
Sikes, Reuben, deputy for Somers, 283, 413, 511, 570.
Sill, Elisha, deputy for Goshen, 415; captain, 293.
Silliman, Daniel, justice, 8, 175, 289, 420, 577: —— Ebenezer, 205, 478, 541; deputy for Fairfield, 2, 92, 123, 169, 283, 359, 414, 571; in nomination, 95, 246, 366, 515; justice, 8, 175, 289, 420, 577; probate judge, 6, 172, 287, 418, 575: —— Gold S., 101, 223, 306, 351, 643; captain, 177; justice, 577: —— Jonathan, surveyor, 372: —— Mary, 57: —— Robert, 58, 218, 322, 405, 491.
Simons, Jacob, justice, 8, 175, 290, 420, 578: —— Thomas, 357, 405, 425, 507.
Simsbury, bridges, 332, 605; colony land in, 369, 428; winter parish from, 260, 388; probate district erected, 186.
Sistare, Gabriel, 655.
Skelding, James and Thomas, 277.
Skidmore, Thomas, ensign, 376; lieutenant, 521.
Skiff, Jemimia, 328.
Skinner, Daniel, 105, 545: —— John, 105, 281, 532: —— Jerusha and Mary, 105: —— Nathaniel, 545: —— Noah, captain, 297: —— Richard and Theodore, 545.
Sloan, Robert and Theodore, 545.
Sloper, Daniel, 67; lieutenant, 241: —— Robert, 67.
Sluman, Joseph, 452.
Small pox, inoculation prohibited, 74, 185; allowed, 479.
Smedley, James, 17, 130.
Smith, Amos, 348: —— Asa, 659: —— Benjamin, surveyor, 307: —— Christian, 143: —— Daniel and Dorothy, 48: —— Ebenezer, 143: —— Elijah, captain, 239, 375: —— Elizabeth, 61: —— Elnathan, 71, 143: —— Ezra, 616; deputy for Ashford, 284, 414, 512: —— George, 453, 469, 551: —— Hannah, 115, 224: —— Isaac, lieutenant, 99; captain, 590: —— Israel, 537: —— John, 408, 557, 646; justice, 8, 175, 290, 421; ensign, 584: —— Joseph, 651; captain, 241; ensign, 583: —— Justus, 532: —— Lamberton, ensign, 13; lieutenant, 127: —— Matthew, ensign, 433; captain, 435: —— Nathan, justice, 8, 174, 289, 420, 577; lieutenant, 297: —— Nathaniel, ensign, 241: —— Nehemiah, 347; lieutenant, 13, 434; captain, 127; ensign, 376: —— Oliver, captain, 245: —— Paul, 61: —— Reuben, justice, 578: —— Richard, 309, 353, 371, 444, 473, 549, 641: —— Samuel, 148, 408, 443, 651; justice, 8, 175, 289, 420, 577: —— Seth, 473, 549; deputy for New Hartford, 415; surveyor, 590: —— Simeon, 535; deputy for Sharon, 284, 415, 512, 572; lieutenant, 97, 296; surveyor, 421: —— Simon, 46, 48, 660: —— Stephen, captain, 437: —— Thomas, 356: —— Titus, ensign, 176.
Somers, right of ecclesiastical society, 547; Reynolds, *v.* 467.
South Britain, (Woodbury,) ecclesiastical tax, 477.
South Farms, (Litchfield,) division of school land with, 41, 138.
Southmaid, Joseph, justice, 7, 173, 288, 418, 576.

Southworth, Constant, deputy for Mansfield, 235, 284, 360, 414, 512, 572; surveyor, 421.
Spalding, Asa, deputy for Norwalk, 2: —— Hezekiah, deputy for Plainfield, 93, 124: —— Jesse, deputy for Plainfield, 571; quarter-master, 437: —— Josiah, lieutenant, 375: —— Simeon, 402; captain, 584: —— Stephen, 402.
Sparrow, James, 64.
Spencer, Ann, 546: —— Daniel, 472: —— Ebenezer, captain, 181: —— Eldad, 626: —— Elisha, Sarah, William, 624: —— John and Mary, 484: —— Joseph, 18, 68, 108, 201, 269, 493; nominated, 95, 246, 366, 515; chosen assistant, 4, 170, 255, 416, 573; present, 1, 91, 122, 234, 282, 355, 358, 411–3, 504, 510, 567; probate judge, 5, 172, 286, 417, 574: —— Thomas, 19.
Sperry, Nathaniel, lieutenant, 176.
Spicer, Abel, ensign, 525: —— Oliver, lieutenant, 525.
Spirits, drawback on exportation of rum, 125.
Spooner, William, 67.
Sprague, David and John, 403: —— Silas, cornet, 97.
Squire, Ebenezer, lieutenant, 295: —— John, 639.
Stafford, unpaid taxes in, 636–7.
Stafford, Daniel, 508.
Stanly, Abraham, ensign, 520: —— Allyn and Augustus, 555: —— Amaziah and Samuel set to W. Hartford, 470: —— Gad, lieutenant, 95: —— Nathaniel, 50, 370: —— Oliver, justice, 576: —— Timothy, ensign, 183; lieutenant, 244; captain, 432: —— William, 50.
Stanton, Nathaniel, 28, 134: —— Phineas, 564; deputy for Stonington, 92, 123, 283, 511: —— William, lieutenant, 589.
Staples, Samuel, 457.
Stark, Daniel, ensign, 583.
Starkweather, Jesse, ensign, 298.
Starr, Caleb, 552: —— Comfort, 161: —— Daniel, deputy for Danbury, 359, 414, 511, 571; captain, 583: —— David, 393; ensign, 11: —— Eleazer, lieutenant, 10; captain, 373: —— Joseph, lieutenant, 436: —— Noah, Peter, Platt, Ann, 553: —— William, 281, 314.
Stearns, Boaz, 45, 208: —— Samuel, 402.
Stebbins, Benjamin, deputy for Ridgefield, 359.
Stedman, James, lieutenant, 292.
Steel, manufacture of, 617.
Steel, Bradford, ensign, 297: —— Eleazer, ensign, 241: —— Elijah, 542; deputy for Cornwall, 3: —— Eliphalet, 32: —— Elisha, 645: —— James, ensign, 587: —— Jonathan, Lemuel, Thomas, Timothy, 545: —— Richard, 476, 612: —— Stephen, lieutenant, 587.
Stephens, Stevens, Aaron, ensign, 522: —— Andrew, 32: —— Benjamin, 32; 131, 160; deputy for Canaan, 3, 93, 124: —— David, 635: —— Ebenezer, 50: —— Eliphalet and James, 393: —— Elnathan, deputy for Killingworth, 414, 511; justice, 8, 174, 289, 419, 577: —— John, 32, 148, 197: —— Moses, lieutenant, 524: —— Osborn, 227: —— Phineas, 160, 222, 408, 503: —— Richard, 636: —— Safford, 32: —— Stiles, 50: —— Thomas, 393; captain, 10: —— Uriah, 222: —— William, 403.
Sterry, Roger, deputy for Preston, 235, 359.
Stetson, Samuel, 261.
Stewart, Stuart, Alexander, deputy for New Fairfield, 414, 571: —— Daniel, ensign, 582: —— Elias, 547: —— Matthew, 70, 139, 206: —— Samuel, 599; deputy for Voluntown, 169, 235, 284, 360, 414, 572; justice, 175, 290, 421, 578: —— William, 70.
Stiles, Benjamin, 37, 255, 369, 387, 483; auditor, 75, 186, 238, 423; deputy for Woodbury, 169, 236, 284, 360, 415, 512; justice, 176, 290, 421, 578.
Stilson, Andrew, James, etc., 348.
Stocking, John, 644.
Stoddard, Gideon, 27, 142: —— Ichabod, 410: —— Israel, 483: —— Josiah, 63: —— Mark and Robert, 410: —— Mortimer, 464: —— Ralph, 451.
Stone, Abel, 545: —— Benjamin, ensign, 243: —— Enos, 150: —— Patrick, 412.
Stoning, Phebe, 507.
Stonington, Page *v.*, 501.
Storer, Ebenezer, 536.
Storrs, Experience, 536, 650; deputy for Mansfield, 414, 572: —— Joseph, deputy for Mansfield, 360; justice, 8, 175, 290, 420, 578: —— Samuel, captain, 184.
Stoughton, Lemuel, ensign, 176; captain, 432: —— Samuel, 327.
Stratford: Golden Hill Indians, 65; ferry fare, 367.
Stratton, John, 608: —— Thomas, 205, 478, 541.
Street, Samuel, lieutenant, 181; captain, 437.
Strong, Asa, ensign, 586: —— Asahel, 17, 102, 263: —— Eliakim, 167: —— Ephraim, 313, 563; justice, 419, 576: —— Jedidiah, deputy for Litchfield, 512, 572: —— John, 156, 159, 307, 343, 493, 503; deputy for Farmington, 1, 91, 122, 282, 358; justice, 7, 173, 288, 418, 576; colonel, 238: —— Joseph, justice, 8, 175, 290, 420, 578: —— Nehemiah, 71: —— Phineas, deputy for Coventry, 2, 93, 124, 169, 284, 360, 512, 572; justice, 8, 175, 290, 420, 578: —— Simeon, ensign, 589: —— Thomas, 167.
Sturdevant, Peleg and Perez, 67.
Sturgis, Daniel, 351: —— Hezekiah, captain, 436: —— Jeremiah, ensign, 12: —— Jonathan, 206, 478, 541, 598; deputy for Fairfield, 571: —— Ruth, 219.
Stutson, Samuel, deputy for Mansfield, 93, 124.
Summers, Henry, lieutenant, 525.
Sumner, Benjamin, 616–7; deputy for Ashford, 169, 235, 284, 359, 414, 512, 571; justice, 8, 175, 290, 420, 578: —— John, ensign, 375.

Superior court, when held in Litchfield co., 299.
Susquehanna, search for title of lands, 366, 518; claims to, 427.
Swan, John, captain, 435: —— Robert, quarter-master, 182; cornet, 522.
Swift, Elisha, 542; deputy for Kent, 3, 93, 124, 170, 235, 360: —— Heman, 542; deputy for Cornwall, 93, 124, 360, 415, 512, 572; justice, 9, 176, 290, 421, 578.
Symms, William, deputy for Lebanon, 2, 92, 123.

Tabor, Jeremiah, captain, 245.
Tafe, John, 506.
Taintor, Charles, captain, 240.
Talcott, Benjamin, deputy for Bolton, 168, 283, 358, 413; justice, 7, 173, 288, 419, 576: —— Elizur, 473, 549, 641; lieutenant colonel, 519: —— Joseph, 81, 199, 233, 302, 467, 469, 551, 647; justice, 6, 173, 288, 418, 575; probate judge, 5, 172, 286, 417, 574; treasurer, 4, negligent, 94, resigns, 129, to settle accounts, 187, 303, 517: —— Joseph jr., ensign, 432; captain, 581: —— Matthew, 28, 335, 353, 383, 457, 503, 643; deputy for Middletown, 570; justice, 7, 173, 288, 418, 576: —— Samuel, 207, 455, 540, 606, 613; justice, 6, 173, 287, 288, 418, 575.
Talmage, Abigail and Elizabeth, 225: —— Daniel, 655.
Tanner, William, 269, 387.
Tarbox, David, 438; ensign, 295: —— Solomon, 438.
Tax: colony, laid, 300, 516; collection of, 299, 579; ministers exempted, 360; vessels in fishery, 365; merchants and traders, 513; horses and carriages, 514.
Taylor, Benjamin, 315, 381: —— Daniel, 136, 161, 224; deputy for Danbury, 2, 92, 123, 169, 235, 283; justice, 8, 175, 289, 420, 577: —— John, 660: —— Samuel, 161; justice, 8, 175, 289, 420, 577: —— Zephaniah, ensign, 292; lieutenant, 524.
Tennant, Samuel, ensign, 185.
Terrell, Abraham and Mary, 557.
Terry, Christopher H., Hannah, Selah, 620: —— Ephraim, deputy for Enfield, 283, 359; justice, 7, 173, 288, 419, 576; lieutenant, 98.
Thacher, Samuel, 535.
Theft, punishment of, 364.
Thomas, Ebenezer, ensign, 437: —— Elijah, 262: —— Israel, ensign, 293; lieutenant, 431: —— James, 167.
Thomson, Barnabas, ensign, 99: —— Caleb and Havilah, 636: —— Daniel and Jabez, 117: —— Elisha, ensign, 245; lieutenant, 376: —— Hugh, Nathaniel, Robert, 350: —— James, 465, 565, 599: —— Joseph, lieutenant, 12; captain, 436: —— Samuel, lieutenant, 13, 377; captain, 581.
Thorp, Isaac and Moses, 322, 389.
Thrall, Timothy, 321, 590, 637: —— William, 256, 321, 464, 590.
Throop, Benjamin, cornet, 298: —— Dan, cornet, 583: —— Dyer, 606; deputy for E. Haddam, 359, 413, 511, 570; captain, 241.
Tibbals, Nathan, 162.
Ticknor, John and Prudence, 223.
Tiffany, Thomas, 198: —— Timothy, 118, 271, 401, 448.
Tigsby, William and Elizabeth, 17, 129.
Tiley, James, 544: —— William, 447, 463, 540.
Tillotson, Elizur, 493.
Tilly, James, 325.
Tinker, Duran, lieutenant, 296: —— Samuel, 46, 151.
Todd, Asa, 538: —— Daniel, 508: —— Hezekiah and Stephen, 570: —— Michael, 37, 477, 622: —— Timothy, justice, 7, 174, 288, 419, 576.
Tola, Christiana, 506, 569, 658.
Toles, Lazarus, 564.
Tolland, public land in, 369.
Tomlinson, Abraham, 165: —— Agur, 483; deputy for Stratford, 2, 92, 123, 235; justice, 8, 175, 289, 420, 577: —— Beach, ensign, 433: —— Gideon, 24: —— John, captain, 297: —— Joseph, captain, 100: —— Zachary, 251.
Torringford, ecclesiastical tax in, 111.
Tousey, Oliver, 135, 210; deputy for Newtown, 571; justice, 577.
Towl, Henry, 660.
Towner, Dan, deputy for New Fairfield, 2: —— Timothy, 495: —— Zaccheus, deputy for New Fairfield, 511, 571.
Towns: new, East Windsor, 39, Winchester, 500; to choose collectors of duties, and listers, 74.
Townsend, David, ensign, 589: —— Jesse, 203.
Tozer, Samuel, 18, 72, 121, 132, 191, 346, 502.
Tracy, Andrew, 344: —— Isaac, 78; lieutenant, 377: —— Jedidiah and Jerusha, 336: —— Joseph, 370; deputy for Norwich, 2, 92, 123: —— Nathaniel, 638: —— Samuel, deputy for Norwich, 414; justice, 420, 577: —— Simon, justice, 7, 174, 289, 420, 577: —— Stephen, 344.
Trade: duty on imports, 72, repealed, 299; drawback on export of rum, 125; letters to Hillsborough etc. 84; non-importation agreement approved, 236; pedlars restrained, 364; hides not to be exported, 422; embargo laid, 570, 579.
Treadwell, Joseph, 153.
Treasurer, chosen by assembly, 4, 129; to attend, 120, 128, 566; to collect colony dues, 517; to procure iron chest, 426.
Treasury: auditing of accounts, 75, 94, 128, 186, 238, 423; cannot redeem bills, 210; issue of bills, 300, 516; collection of accounts, 301; settlement of old accounts, 371; statement of government expenses to be sent to England, 367.
Treat, Isaac, quarter-master, 293: —— James, 111, 312, 391: —— John, 410: —— Joseph, 307, 313, 331, 563: —— Robert, justice, 7, 174, 288: —— Samuel, 410; ensign, 99; lieutenant, 590.

Trespass in taking up saw-mill logs, 514.
Trowbridge, Joseph, 451, 655: —— Stephen, ensign, 180: —— Thomas, 538.
Trumbull, Eunice, 339: —— Jonathan, 167, 188, 411–3; nominated, 95, 246, 366, 515; chosen deputy governor, 3, 171, governor, 236, 415, 572; present, 1, 91, 122, 168, 234, 282, 355, 504, 510, 567, 570, 657; chief judge, 5, 171; grants to, 120, 281, 354, 384, 410, 477, 566, 656; to answer letters, 304; to search for records, 247, 304, 366, 424: —— Jonathan jr., 473, 536: —— Joseph, 307, 449, 450, 527, 530, 536, 598; deputy for Lebanon, 235, 284, 359, 414, 512, 571; to collect public papers, 367, 426.
Tryon, Abiel, Eli, Hannah, 479: —— David, ensign, 12: —— Elijah and Jeremiah, 281: —— John, 281, 532.
Tubbs, Isaac, lieutenant, 375.
Tucker, Ephraim, ensign, 181.
Tues, Peter, 659.
Tulley, John, 118, 167; deputy for Saybrook, 92; justice, 8, 174, 289.
Tupper, William, 315.
Turner, Caleb, 110, 322, 389: —— Isaac, 447: —— Pelatiah, 110: —— Peninah, 225, 493: —— Stephen, 337.
Tuthill, Barnabas, 167.
Tuttle, Ezra, lieutenant, 239; captain, 296.
Twichel, Wooster, 114.
Tyler, Abraham, 151: —— John, deputy for Preston, 359: —— Joseph, deputy for Preston, 92, 123, 283: —— Lothrop, lieutenant, 100; captain, 520: —— Moses, deputy for Preston, 235: —— Roger, 370.
Type-founding, A. Buel discovers art of, 273.

Uncas, Ben and Isaiah, 187–8.
Underhill, Benjamin, 602.
Underwood, William, 600.
Union, bounds with Ashford, 45, 208.
Upson, Asa, lieutenant, 98: —— Samuel, 549: —— Stephen, 280; justice, 7.
Usher, Robert, 356.
Utley, Stephen, ensign, 523.

Vagabonds, to be sent to work-house, 237.
Valladores, Manuel de, 655.
Van Horn, David, 380.
Vaughn, Isaac, 545: —— John, 535: —— Joseph, 661: —— William, 662; surveyor, 307.
Veits, Seth and Ruth, 534.
Verplank, Gulian, 453: —— Mary, 325, 453.
Victroy, John, 558.
Voluntown: Nazareth society made, 547; Bethesda society established, 611; unpaid taxes, 558.

Wade, Jonathan, 402.
Wadham, Caleb and John, 118: —— Jonathan, ensign, 376: —— Noah, 355: —— Solomon, 34, 143, 208, 257, 310.
Wadsworth, Elihu, 541: —— James, 72, 258, 630, 635; deputy for Durham, 92, 123, 169, 234, 283, 359, 414, 511, 571; justice, 7, 174, 288, 418, 419, 576; captain, 291: —— Joseph, 217, 262: —— Samuel, 52, 107, 623: —— William, 54, 228, 279, 337; justice, 7, 173.
Wagstaff, Thomas H., 543.
Wait, Richard, lieutenant, 522.
Wakeley, Abner and Sarah, 624: —— Nathaniel, 275.
Wakeman, David and Stephen, 55: —— Ebenezer, John, Seth, 488: —— James, 60: —— Moses, 62: —— Samuel, 62; lieutenant, 15: —— Stephen, ensign, 243.
Wales, Ebenezer, justice, 8, 175, 290, 421, 578: —— Jonathan, ensign, 9; lieutenant, 183: —— Nathaniel, 135, 198, 202, 303, 316, 325, 381, 438, 467, 517, 527, 529, 633; deputy for Windham, 2, 92, 123, 169, 235, 284, 359, 414, 512, 571; justice, 8, 175, 290, 420, 578: —— Seth, 536: —— Solomon, justice, 578.
Walker, Ebenezer, ensign, 296: —— Gideon, 27, 28, 142; justice, 8, 175, 290, 421, 578: —— James, justice, 8, 175, 289, 420, 577: —— John, 463, 540: —— Robert, 252, 483; nominated, 95, 246, 366, 515; chosen assistant, 3, 170, 285, 415, 573; present, 1, 91, 122, 168, 234, 282, 355, 358, 411–3, 504, 509, 567; judge, superior court, 5, 171, 286, 416, 574: —— Thomas, 207.
Wallbridge, Ames, 558; captain, 183.
Wallingford: legacy to poor of, 653; trouble in Meriden society, 108, 259, 655; Wells society v., 238.
Ward, Andrew, 370; deputy for Guilford, 414, 571: —— Ichabod, 617; deputy for Ashford, 359, 571: —— Jabez, 32: —— Macock, deputy for Wallingford, 2, 92, 123, 169, 235, 283, 414, 511, 571; justice, 174, 288, 419, 576: —— Simeon and Elizabeth, 19: —— William, captain, 433: —— Dr., 356.
Warner, Charles, 533: —— Eleazer, ensign, 245; lieutenant, 378: —— Elizur, lieutenant, 293: —— Ephraim, 320: —— Hezekiah, lieutenant, 372: —— Ichabod, 506: —— John, 475: —— Jonathan, 219: —— Joseph, ensign, 378: —— Lemuel and Oliver, 661: —— Samuel, 198: —— Thomas, justice, 176, 290, 421, 578: —— William, 481; ensign, 434.
Warner's ferry, fare of, 186; granted to Jonathan Warner, 219.
Warren, Elisha, captain, 524: —— Ephraim, captain, 584: —— William, 647.
Washburn, Noah, 545.
Waterbury, winter parish, 151; Farmingbury, 389, 404; Westbury meeting-house, 342, 406, 561–2; jurymen, 300.
Waterbury, David, deputy for Stamford, 169, 235, 283; justice, 289, 420, 577.
Waterhouse, Abraham, lieutenant, 96: —— Jacob and Abiah, 229: —— Nathaniel, ensign, 98.
Waterman, Andrew, ensign, 584: ——

David B., 138, 565: —— Ebenezer, 268: —— Eleazer, 565, 610.
Waterous, Watrous, John, 597; justice, 7, 173, 288, 418, 576; lieutenant, 522.
Waters, Adam, captain, 295: —— Bevel, 545: —— Daniel, lieutenant, 584: —— John, 497: —— Stilworthy, lieutenant, 13; captain, 434.
Watkins, John, captain, 242.
Watson, Ebenezer, 545: —— Robert, 220, 270, 481.
Wattles, John, lieutenant, 14; captain, 584.
Wauwus, James (Ind.), 54.
Way, John and Joseph, 164: —— Thomas, lieutenant, 437.
Webb, Charles, 136; deputy for Stamford, 2, 92, 123, 414, 511; justice, 8, 175, 289, 420, 577; major, 9: —— Joseph, 22, 71, 132, 191, 312: —— Mehitabel, 18, 72, 132, 191, 312: —— Nathaniel, 79, 155, 189; ensign, 434: —— Samuel B., 71, 132, 191.
Webster, Cyprian, ensign, 377: —— John, Jonathan, Agnes, 609: —— Medad, lieutenant, 297: —— Noah, ensign, 373.
Weed, Abraham, 345, 405, 491: —— Amos, captain, 96: —— Benjamin, deputy for Stamford, 2, 92, 123, 169, 285, 283, 359, 414, 511, 571; justice, 175, 289, 420, 577: —— Elijah and Hezekiah, 628: —— Israel, lieutenant, 96.
Welch, David, 149; deputy for Litchfield, 284; justice, 175, 290, 421, 578: —— Paul, justice, 9, 175, 290, 421, 578.
Welles, Benjamin and Mary, 163: —— Chester, 643: —— David, 116, 252: —— Edmund, 488: —— Elijah, 256, 590: —— Ezekiel, Israel, Abiah, 200, 247: —— Gideon, deputy for Plainfield, 235: —— Hezekiah, 556: —— John, 256, 458, 590; ensign, 375: —— Jonathan, 22, 106, 108, 254, 317, 322, 380, 385, 454, 458, 466, 477, 492, 540, 565, 606, 613; deputy for Glastonbury, 1, 169, 234, 283, 358, 414, 511, 571; lieutenant, 77; captain, 376: —— Joseph, justice, 7, 173, 288, 418, 576: —— Levi, 410: —— Nathan, cornet, 100: —— Samuel, 256, 380, 590; ensign, 101; lieutenant, 582: —— Solomon, justice, 174: —— Thomas, 203, 256, 590: —— William, 155, 189, 201, 473, 495–6, 526, 549, 569, 630, 641; deputy for Glastonbury, 92, 123; justice, 7, 173, 288, 418, 576.
Wells society (Wallingford), Atwater v., 409.
Welton, Peter, lieutenant, 178.
West, Francis, 390: —— Joshua, 18, 28, 46, 78, 103, 149, 151, 189, 207, 253, 269, 306, 482, 496, 526, 536; deputy for Lebanon, 169; justice, 8, 175, 289, 420, 577: —— Samuel, 216, 458: —— Zebulon, 54, 107–8, 316, 369, 381, 423; deputy for Tolland, 2, 92, 123, 168, 234, 283; speaker, 3, 93, 124, 170, 236; nominated, 95, 246, 366; chosen assistant, 285; present, 355, 358, 411; justice, 6, 173, 288; judge, county court, 286, probate court, 5, 172; letter of, 90.
Westbury, meeting-house, 341, 406, 561–2.
Westfield, meeting-house, 109, 215, 398
Westminster society (Canterbury), established, 260.
Weston, John, deputy for Willington, 92, 123.
Wethersfield, divided into school districts, 606; bounds with Glastonbury and Hartford, 196, 398.
Wetmore, Abigail, 217: —— Daniel, lieutenant, 434: —— Hope, 220: —— Seth, 48, 208, 256, 258, 263, 281, 470, 656; deputy for Middletown, 2, 92, 123, 168, 234, 358, 418; justice, 6, 173, 288, 418, 575.
Wheat, Samuel, ensign, 244; lieutenant, 430.
Wheatly, John, 59.
Wheedon, Thomas, 153.
Wheeler, Benjamin, justice, 8, 175: —— Cyrus, captain, 184: —— David and Elizabeth, 222, 338: —— Nathaniel, ensign, 98: —— Moses, 222, 252, 338: —— Paul, 29, 70, 135, 139, 206; deputy for Stonington, 2, 169; justice, 7, 174, 289, 420, 577: —— Richard, lieutenant, 184; captain, 589: —— Timothy and Thomas, 564.
Whelply, Betty, 497.
Whipple, Jonathan, 395: —— Zephaniah, 136.
White, Ebenezer, deputy for Chatham, 234, 283, 359, 511, 570; justice, 288, 419, 576: —— Rev. Ebenezer, 280; exempt from tax, 156: —— Ebenezer, R., 393: —— Joel, deputy for Bolton, 1, 92, 123, 168, 234, 283, 358, 413, 571; justice, 419, 576: —— Joseph M., surveyor, 190: —— Lemuel, ensign, 11: —— Thomas P., 393: —— William, 216.
Whitear, John, lieutenant, 436.
Whiting, Allyn, 232: —— Benjamin, ensign, 520: —— John, 58, 167, 232, 281, 309, 315, 379, 451, 493, 561, 600, 632, 642; justice, 7, 174, 288, 419, 476; estate of, 105; to make index of laws, 120: —— Nathan, 133, 163, 191, 208, 255, 258, 303, 310, 315–6, 384–5, 466, 517; deputy for New Haven, 169, 234, 283, 359; in nomination, 246, 366; justice, 174, 288; land sold, 492: —— Philena, 642: —— Samuel, 315: —— William, 315; justice, 7, 174, 289, 420, 577.
Whitman, Content, 113, 349: —— John, 52, 107, 113, 349: —— Solomon, 54, 535, 537; deputy for Farmington, 168, 413; justice, 7, 173, 288, 418, 576; probate judge, 128, 172, 286, 417, 574; surveyor, 79.
Whitmore, Aaron, captain, 181: —— Jacob and Mary, 253.
Whitney, Asa, Cornelius and Matthias, 403: —— David, justice, 9, 176: —— John, deputy for Canaan, 284: —— Joshua, 112, 403: —— Tarbal, 112; deputy for Canaan, 284.

Whiton, Elijah, deputy for Ashford, 2, 93, 124, 169; justice, 8, 175, 290, 420, 578.
Whittlesey, Chauncey, 401: —— Hezekiah, 118, 449; deputy for Saybrook, 92, 123, 283, 359; justice, 8, 174, 289, 419, 577.
Wiard, John, set to Harwinton, 330.
Widger, Tabitha, 397, 485.
Widows, estate of husband liable for support of, 124.
Wiggins, James, 505.
Wilcox, Amos, 260, 388; deputy for Simsbury, 234; lieutenant, 185: —— Azariah, 82: —— Daniel, captain, 587: —— David, 252; justice, 289: —— Ezra, 605: —— Hosea, lieutenant, 180: —— John, 252: —— Sadoce, 646: —— Stephen, deputy for Killingworth, 414: —— William, 496; ensign, 185.
Wilcoxson, Amos, captain, 296: —— David, justice, 420, 577: —— Ephraim, ensign, 14; lieutenant, 98: —— William, lieutenant, 297.
Wildman, David, 393.
Wilds, Jonas, 539, 599.
Wilkinson, Benjamin, captain, 181: —— George, 660: —— Samuel, 56, 227, 327, 485, 629.
Willard, Simon, 606.
Williams, Amariah, captain, 377: —— Benjamin, justice, 8, 174, 289, 419, 577: —— Charles, 626: —— Daniel, captain, 376: —— David, 658: —— Diana, 202: —— Ebenezer, 601, 604; deputy for Pomfret, 2, 93, 124, 235, 284, 414, 512, 572; justice, 8, 175, 290, 420, 577; probate judge, 6, 173, 287, 418, 575; colonel, 428: —— Edward, 614; ensign, 297: —— Elias, 379, 499; lieutenant, 183; captain, 587: —— Elijah, 612: —— Eliphalet, preached election sermon, 171: —— Elisha, 18, 24, 30, 42, 103–5, 138, 148, 208, 322, 516, 540, 552, 606, 630, 656; auditor, 423; deputy for Wethersfield, 168, 234, 283, 358, 413, 511, 571; justice, 7, 173, 288, 418, 575; major, 520: —— Ezekiel, 207, 218, 370, 444, 450; bill for election expenses, 507, 661: —— Israel, ensign, 373: —— Jehiel, ensign, 585: —— John, 32, 36, 131, 145, 269, 387; deputy for Sharon, 93, 124, 170, 235, 360, 415, 512, 572, for Stonington, 414; justice, 7, 9, 174, 175, 289, 290, 420, 421, 577, 578; judge, county court, 5, 171, 286, 417, 574, probate court, 6, 173, 287, 418, 575; colonel, 290; ensign, 589: —— Jonah, 552: —— Jonas, 488: —— Joseph, 136: —— Josiah, 193: —— Joshua, 488: —— Moses, 552: —— Solomon, 567: —— Thomas, deputy for Pomfret, 169, 235, 360, 512; justice, 8, 175, 290, 420, 578: —— Vetch, lieutenant, 97: —— William (Groton), deputy for Groton, 2, 169; justice, 289; ensign, 434: —— William (Lebanon), 78, 129, 139, 156, 189, 206, 282, 314, 405–6, 425, 473, 482, 517, 536–7, 599, 651; deputy for Lebanon, 2, 92, 123, 169, 235, 284, 359, 414, 512, 571; clerk, 3, 93, 124, 170, 236, 284, 360, 415, 512, 572; auditor, 75, 186, 238; justice, 8, 175, 290, 420, 577; agent, 301; lieutenant colonel, 581: —— William (Plainfield), 70: —— William (Stonington), 29, 135; justice, 7, 174, 289, 420, 577; probate judge, 6, 172: —— William (Union), 208: —— Willoughby, 658: —— Zechariah, 612.
Williamson, John, 399.
Wills, Solomon, justice, 174, 288, 418, 575; captain, 374.
Willy, Darius and Isaac, 165: —— John, captain, 99.
Wilmot, Samuel, 538; ensign, 436: —— Thomas, 382, 479.
Wilson, Amos, deputy for Torrington, 572; lieutenant, 245; captain, 520: —— Ezekiel, lieutenant, 553: —— James, 356: —— John, 412; deputy for Harwinton, 124: —— Noah, deputy for Torrington, 3, 170, 284.
Wimpsey, Elijah (Indian), 54.
Winchester: ecclesiastical society established, 42; ecclesiastical tax, 500: in Simsbury probate district, 186; town privileges granted, 500.
Windham, road to New Haven, 78, 155, 189, 306; bridges, 481, 642; and Norwich line, 201; *v.* Ashford, 280.
Windsor, town divided, 39.
Winthrop, John S., justice, 289, 420, 577.
Wintonbury, some set to, 326.
Witter, Ebenezer, lieutenant, 521: —— Jacob, ensign, 377: —— Nathan, ensign, 374: —— William, 56, 309; deputy for Preston, 414; justice, 7, 174, 289, 420, 577.
Wolcott, Alexander, 23–4, 33, 104, 144, 148, 208, 656; deputy for Windsor, 1, 91, 122, 234, 359, 511; justice, 7, 173, 288: —— Erastus, 35, 68, 82, 106, 143–4, 155, 189, 199, 254, 257, 263, 311, 317, 329, 379, 385, 466, 477, 493, 495, 540, 565, 595, 606, 613, 615, 632; deputy for East Windsor, 92, 123, 234, 283, 359, 413, 511, 570; justice, 7, 173, 288, 418, 575: —— Oliver, 36, 145, 209, 248, 369, 404, 449–50, 529–30, 598, 605–6; deputy for Litchfield, 93, 360; in nomination, 95, 246, 366, 515; chosen assistant, 416, 573; present, 413, 504, 509, 567, 570, 657; major, 520; resigns as sheriff, 568; probate judge, 575: —— Simon, 358: —— William, 22, 25, 80, 107, 207, 533, 539; deputy for Windsor, 1, for East Windsor, 92, 123, 413; justice, 6, 173, 288, 418, 575.
Wolcott's ferry, fare of, 264.
Wongum Indians, land of, 628.
Woodbridge, Dudley, 139, 202, 206, 325, 465, 467: —— Oliver, 59, 641: —— Russell, 650.
Woodbury, ecclesiastical tax South Britain, 477.
Woodford, William, captain, 98.
Woodruff, David and Noah, 340: —— Jacob, 646; deputy for Litchfield, 93, 124; justice, 9, 175, 290, 421, 578.

Woodward, Abel, captain, 178: —— David and Eleazer, 216: —— Enos, lieutenant, 244: —— Joseph, lieutenant, 429: —— Samuel, 216.
Woodworth, Constant and James, 216.
Wooster, Benjamin, ensign, 434: —— David, 315, 526, 622; justice, 419, 576: —— Ebenezer and Mary, 109: —— Jabez, ensign, 242; lieutenant, 429: —— John, deputy for Derby, 414, 511, 571: —— Jonas, 564: —— Joseph, 331.
Worke, John, captain, 375.
Workhouses regulated, 237.
Worthington, Elias, 16, 346, 455, 597; deputy for Colchester, 358, 414: —— Elijah, ensign, 432: —— William 616; deputy for Saybrook, 414, 511, 571; justice, 577; captain, 435.
Wrecks, an act of parliament in force, 84.
Wright, Charles, 659: —— Dudley, and Samuel, 539: —— Elijah, ensign, 433: —— Eliphalet, 402: —— John, 64, 607: —— Jonathan, 438: —— Joseph, 216: —— ensign, 584: —— Seth, 473, 652; captain, 97: —— William, 486.
Wyllys, George, 76, 81, 233, 300, 354, 502, 516, 615; secretary, 4, 170, 285, 415, 573; justice, 6, 173, 288, 418, 575; to look up records, 247, 304, 366, 427, 656: —— Hezekiah, 544: —— Samuel, 544, 615; captain, governor's guard, 588.
Wyman, Isaac, 255, 590.

Yale, Aaron, 537: —— Asa, set to Harwinton, 482: —— Stephen, lieutenant, 520.
Yale college, grants to, 103, 261, 396, 623.
Yeomans, David, lieutenant, 183: captain, 375: —— Elijah, ensign, 183.
Young, Andrew and John, 113: —— Thomas, justice, 175, 289, 420, 577: —— William, 403.
Younglove, John, will established, 264: —— Samuel, 265.

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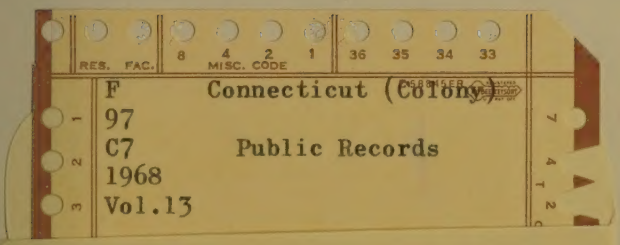

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